

Section 1119c-3, Pub. L. 89-329, title V, §554, as added Pub. L. 90-576, title II, §201, Oct. 16, 1968, 82 Stat. 1094, related to familiarizing teachers with new curricular methods, prior to repeal by Pub. L. 94-482, title I, §151(a)(4)(C), title II, §204(c)(1), Oct. 12, 1976, 90 Stat. 2152, 2215.

Section 1119c-4, Pub. L. 89-329, title V, §555, as added Pub. L. 94-482, title I, §151(a)(4)(B), Oct. 12, 1976, 90 Stat. 2152, authorized appropriation for the fiscal years ending prior to Oct. 1, 1977, prior to repeal by Pub. L. 94-482, title I, §151(a)(4)(C), title II, §204(c)(1), Oct. 12, 1976, 90 Stat. 2152, 2215.

An identical section 555 of Pub. L. 89-329, as added Pub. L. 94-482, title II, §201(q), Oct. 12, 1976, 90 Stat. 2169, was also classified to section 1119c-4, and was repealed by Pub. L. 94-482, title II, §204(c)(1), Oct. 12, 1976, 90 Stat. 2215.

Another prior section 1119c-4, Pub. L. 89-329, title V, §555, as added by Pub. L. 90-576, title II, §201, Oct. 16, 1968, 82 Stat. 1094; amended by Pub. L. 91-230, title VII, §708, Apr. 13, 1970, 84 Stat. 189, authorized appropriations for fiscal years 1969 to 1972, prior to repeal by Pub. L. 92-318, title I, §141(c)(1)(H), June 23, 1972, 86 Stat. 285.

Section 1119d, Pub. L. 89-329, title V, §561, as added Pub. L. 98-558, title VII, §701, Oct. 30, 1984, 98 Stat. 2894, stated purpose and authorized appropriations for Carl D. Perkins Scholarship program.

Section 1119d-1, Pub. L. 89-329, title V, §562, as added Pub. L. 98-558, title VII, §701, Oct. 30, 1984, 98 Stat. 2894, provided for allocation among States of funds appropriated for Carl D. Perkins Scholarship program.

Section 1119d-2, Pub. L. 89-329, title V, §563, as added Pub. L. 98-558, title VII, §701, Oct. 30, 1984, 98 Stat. 2894, provided for form, content, and processing of applications for grants to States under Carl D. Perkins Scholarship program.

Section 1119d-3, Pub. L. 89-329, title V, §564, as added Pub. L. 98-558, title VII, §701, Oct. 30, 1984, 98 Stat. 2896, related to amount and duration of Carl D. Perkins Scholarships and the relationship of Scholarships to other forms of assistance.

Section 1119d-4, Pub. L. 89-329, title V, §565, as added Pub. L. 98-558, title VII, §701, Oct. 30, 1984, 98 Stat. 2896, provided for selection of Carl D. Perkins Scholars.

Section 1119d-5, Pub. L. 89-329, title V, §566, as added Pub. L. 98-558, title VII, §701, Oct. 30, 1984, 98 Stat. 2897, provided conditions for continued receipt of Carl D. Perkins Scholarship assistance.

Section 1119d-6, Pub. L. 89-329, title V, §567, as added Pub. L. 98-558, title VII, §701, Oct. 30, 1984, 98 Stat. 2897, provided for repayment of Carl D. Perkins Scholarship assistance in case of noncompliance with program agreement.

Section 1119d-7, Pub. L. 89-329, title V, §568, as added Pub. L. 98-558, title VII, §701, Oct. 30, 1984, 98 Stat. 2897, provided exceptions to repayment requirements.

Section 1119d-8, Pub. L. 89-329, title V, §569, as added Pub. L. 98-558, title VII, §701, Oct. 30, 1984, 98 Stat. 2898, related to Federal administration of State programs to make available Carl D. Perkins Scholarships and judicial review thereof.

Section 1119e, Pub. L. 89-329, title V, §571, as added Pub. L. 98-558, title VII, §701, Oct. 30, 1984, 98 Stat. 2898, stated purpose of establishing national fellowship program for outstanding teachers.

Section 1119e-1, Pub. L. 89-329, title V, §572, as added Pub. L. 98-558, title VII, §701, Oct. 30, 1984, 98 Stat. 2898, authorized appropriations for fiscal years 1986 to 1989 for fellowships to outstanding teachers.

Section 1119e-2, Pub. L. 89-329, title V, §573, as added Pub. L. 98-558, title VII, §701, Oct. 30, 1984, 98 Stat. 2899, provided for program of talented teacher fellowships.

Section 1119e-3, Pub. L. 89-329, title V, §574, as added Pub. L. 98-558, title VII, §701, Oct. 30, 1984, 98 Stat. 2899, provided for selection of recipients of talented teacher fellowships.

Section 1119e-4, Pub. L. 89-329, title V, §575, as added Pub. L. 98-558, title VII, §701, Oct. 30, 1984, 98 Stat. 2899, provided for submission and evaluation of applications for talented teacher fellowship assistance.

Section 1119e-5, Pub. L. 89-329, title V, §576, as added Pub. L. 98-558, title VII, §701, Oct. 30, 1984, 98 Stat. 2900, provided for repayment of awards to Federal Government in case of fraud or gross noncompliance.

#### AMENDMENTS

2008—Subsec. (a). Pub. L. 110-315, §505, amended subsec. (a) generally. Prior to amendment, text read as follows: “There are authorized to be appropriated to carry out this subchapter \$62,500,000 for fiscal year 1999 and such sums as may be necessary for each of the 4 succeeding fiscal years.”

### SUBCHAPTER VI—INTERNATIONAL EDUCATION PROGRAMS

#### CODIFICATION

Title VI of the Higher Education Act of 1965, comprising this subchapter, was originally enacted by Pub. L. 89-329, title VI, Nov. 8, 1965, 79 Stat. 1261; amended Pub. L. 89-752, Nov. 3, 1966, 80 Stat. 1240; Pub. L. 90-575, Oct. 16, 1968, 82 Stat. 1014; Pub. L. 92-318, June 23, 1972, 86 Stat. 235; Pub. L. 94-482, Oct. 12, 1976, 90 Stat. 2081; Pub. L. 95-180, Nov. 15, 1977, 91 Stat. 1372; Pub. L. 96-49, Aug. 13, 1979, 93 Stat. 351. Title VI (except for part A) is shown herein, however, as having been added by Pub. L. 96-374, title VI, §601(a), Oct. 3, 1980, 94 Stat. 1464, without reference to those intervening amendments because of the extensive revision of the title's provisions by Pub. L. 96-374.

### PART A—INTERNATIONAL AND FOREIGN LANGUAGE STUDIES

#### CODIFICATION

Part A of title VI of the Higher Education Act of 1965, comprising this part, was originally enacted by Pub. L. 89-329, title VI, Nov. 8, 1965, 79 Stat. 1261; amended Pub. L. 89-752, Nov. 3, 1966, 80 Stat. 1240; Pub. L. 90-575, Oct. 16, 1968, 82 Stat. 1014; Pub. L. 92-318, June 23, 1972, 86 Stat. 235; Pub. L. 94-482, Oct. 12, 1976, 90 Stat. 2081; Pub. L. 95-180, Nov. 15, 1977, 91 Stat. 1372; Pub. L. 96-49, Aug. 13, 1979, 93 Stat. 351; Pub. L. 96-374, Oct. 3, 1980, 94 Stat. 1367; Pub. L. 97-375, Dec. 21, 1982, 96 Stat. 1819; Pub. L. 99-386, Aug. 22, 1986, 100 Stat. 821; Pub. L. 99-498, Oct. 17, 1986, 100 Stat. 1268; Pub. L. 100-50, June 3, 1987, 101 Stat. 335; Pub. L. 102-325, July 23, 1992, 106 Stat. 448; Pub. L. 103-208, Dec. 20, 1993, 107 Stat. 2457. Part A is shown herein, however, as having been added by Pub. L. 105-244, title VI, §601, Oct. 7, 1998, 112 Stat. 1774, without reference to those intervening amendments because of the extensive revision of part A by Pub. L. 105-244.

### § 1121. Findings; purposes; consultation; survey

#### (a) Findings

Congress finds as follows:

(1) The security, stability, and economic vitality of the United States in a complex global era depend upon American experts in and citizens knowledgeable about world regions, foreign languages, and international affairs, as well as upon a strong research base in these areas.

(2) Advances in communications technology and the growth of regional and global problems make knowledge of other countries and the ability to communicate in other languages more essential to the promotion of mutual understanding and cooperation among nations and their peoples.

(3) Dramatic changes in the world's geopolitical and economic landscapes are creating needs for American expertise and knowledge about a greater diversity of less commonly taught foreign languages and nations of the world.

(4) Systematic efforts are necessary to enhance the capacity of institutions of higher education in the United States for—

(A) producing graduates with international and foreign language expertise and knowledge; and

(B) research regarding such expertise and knowledge.

(5) Cooperative efforts among the Federal Government, institutions of higher education, and the private sector are necessary to promote the generation and dissemination of information about world regions, foreign languages, and international affairs throughout education, government, business, civic, and nonprofit sectors in the United States.

#### (b) Purposes

The purposes of this part are—

(1)(A) to support centers, programs, and fellowships in institutions of higher education in the United States for producing increased numbers of trained personnel and research in foreign languages, area studies, and other international studies;

(B) to develop a pool of international experts to meet national needs;

(C) to develop and validate specialized materials and techniques for foreign language acquisition and fluency, emphasizing (but not limited to) the less commonly taught languages;

(D) to promote access to research and training overseas, including through linkages with overseas institutions; and

(E) to advance the internationalization of a variety of disciplines throughout undergraduate and graduate education;

(2) to support cooperative efforts promoting access to and the dissemination of international and foreign language knowledge, teaching materials, and research, throughout education, government, business, civic, and nonprofit sectors in the United States, through the use of advanced technologies; and

(3) to coordinate the programs of the Federal Government in the areas of foreign language, area studies, and other international studies, including professional international affairs education and research.

#### (c) Consultation

##### (1) In general

The Secretary shall, prior to requesting applications for funding under this subchapter during each grant cycle, consult with and receive recommendations regarding national need for expertise in foreign languages and world regions from the head officials of a wide range of Federal agencies.

##### (2) Considering recommendations; providing information

The Secretary—

(A) may take into account the recommendations described in paragraph (1); and

(B) shall—

(i) provide information collected under paragraph (1) when requesting applications for funding under this subchapter; and

(ii) make available to applicants a list of areas identified as areas of national need.

#### (d) Survey

The Secretary shall assist grantees in developing a survey to administer to students who have completed programs under this subchapter to determine postgraduate employment, education, or training. All grantees, where applicable, shall administer such survey once every two years and report survey results to the Secretary.

(Pub. L. 89-329, title VI, § 601, as added Pub. L. 105-244, title VI, § 601, Oct. 7, 1998, 112 Stat. 1774; amended Pub. L. 110-315, title VI, § 601, Aug. 14, 2008, 122 Stat. 3333.)

#### PRIOR PROVISIONS

A prior section 1121, Pub. L. 89-329, title VI, § 601, as added Pub. L. 96-374, title VI, § 601(a), Oct. 3, 1980, 94 Stat. 1464; amended Pub. L. 99-498, title VI, § 601, Oct. 17, 1986, 100 Stat. 1514; Pub. L. 102-325, title VI, § 601, July 23, 1992, 106 Stat. 720, set out findings of Congress and purpose of this part, prior to the general amendment of this part by Pub. L. 105-244.

Another prior section 1121, Pub. L. 89-329, title VI, § 601, Nov. 8, 1965, 79 Stat. 1261; Pub. L. 89-752, § 3(b), Nov. 3, 1966, 80 Stat. 1241; Pub. L. 90-575, title II, § 241, 242(a), Oct. 16, 1968, 82 Stat. 1041; Pub. L. 92-318, title I, § 151(a), June 23, 1972, 86 Stat. 288; Pub. L. 94-482, title I, § 156, Oct. 12, 1976, 90 Stat. 2155; Pub. L. 96-49, § 7, Aug. 13, 1979, 93 Stat. 353, set out the Congressional statement of purpose and the authorization of appropriations for the program of equipment grants to institutions of higher education, prior to the general amendment of this subchapter by Pub. L. 96-374.

#### AMENDMENTS

2008—Pub. L. 110-315, § 601(1), substituted “; purposes; consultation; survey” for “and purposes” in section catchline.

Subsec. (a)(3). Pub. L. 110-315, § 601(2), struck out “post-Cold War” after “Dramatic”.

Subsec. (b)(1)(D). Pub. L. 110-315, § 601(3), inserted “, including through linkages with overseas institutions” before semicolon.

Subsecs. (c), (d). Pub. L. 110-315, § 601(4), added subsecs. (c) and (d).

#### EFFECTIVE DATE

Part effective Oct. 1, 1998, except as otherwise provided in Pub. L. 105-244, see section 3 of Pub. L. 105-244, set out as an Effective Date of 1998 Amendment note under section 1001 of this title.

#### NATIONAL ENDOWMENT FOR INTERNATIONAL STUDIES

Pub. L. 99-498, title XIII, § 1302, Oct. 17, 1986, 100 Stat. 1580, as amended by Pub. L. 100-50, § 23(2), June 3, 1987, 101 Stat. 362, required Secretary of Education, in consultation with Director of United States Information Agency, Director of the Agency for International Development, Secretary of State, and Secretary of Defense, to conduct a study on establishment of a National Endowment for International Studies, such study to develop a program, a funding plan, and priorities for such an Endowment, with the Secretary to prepare and submit to Congress, not later than one year after Oct. 17, 1986, a report on the study, together with such recommendations, including recommendations for legislation, as the Secretary deemed appropriate, prior to repeal by Pub. L. 105-332, § 6(a), Oct. 31, 1998, 112 Stat. 3127.

#### § 1122. Graduate and undergraduate language and area centers and programs

##### (a) National language and area centers and programs authorized

##### (1) Centers and programs

##### (A) In general

The Secretary is authorized to make grants to institutions of higher education or

consortia of such institutions for the purpose of establishing, strengthening, and operating—

- (i) comprehensive foreign language and area or international studies centers and programs; and
- (ii) a diverse network of undergraduate foreign language and area or international studies centers and programs.

**(B) National resources**

The centers and programs referred to in paragraph (1) shall be national resources for—

- (i) teaching of any modern foreign language;
- (ii) instruction in fields needed to provide full understanding of areas, regions, or countries in which such language is commonly used;
- (iii) research and training in international studies, and the international and foreign language aspects of professional and other fields of study; and
- (iv) instruction and research on issues in world affairs that concern one or more countries.

**(2) Authorized activities**

Any such grant may be used to pay all or part of the cost of establishing or operating a center or program, including the cost of—

- (A) teaching and research materials;
- (B) curriculum planning and development;
- (C) establishing and maintaining linkages with overseas institutions of higher education and other organizations that may contribute to the teaching and research of the center or program;
- (D) bringing visiting scholars and faculty to the center to teach or to conduct research;
- (E) professional development of the center's faculty and staff;
- (F) projects conducted in cooperation with other centers addressing themes of world regional, cross-regional, international, or global importance;
- (G) summer institutes in the United States or abroad designed to provide language and area training in the center's field or topic;
- (H) support for faculty, staff, and student travel in foreign areas, regions, or countries, and for the development and support of educational programs abroad for students;
- (I) supporting instructors of the less commonly taught languages; and
- (J) projects that support students in the science, technology, engineering, and mathematics fields to achieve foreign language proficiency.

**(3) Grants to maintain library collections**

The Secretary may make grants to centers described in paragraph (1) having important library collections, as determined by the Secretary, for the maintenance of such collections.

**(4) Outreach grants and summer institutes**

The Secretary may make additional grants to centers described in paragraph (1) for any one or more of the following purposes:

(A) Programs of linkage or outreach between foreign language, area studies, or other international fields, and professional schools and colleges.

(B) Programs of linkage or outreach with 2- and 4-year colleges and universities.

(C) Programs of linkage or outreach between or among—

- (i) postsecondary programs or departments in foreign language, area studies, or other international fields; and
- (ii) State educational agencies or local educational agencies.

(D) Partnerships or programs of linkage and outreach with departments or agencies of Federal and State governments, including Federal or State scholarship programs for students in related areas.

(E) Programs of linkage or outreach with the news media, business, professional, or trade associations.

(F) Summer institutes in area studies, foreign language, and other international fields designed to carry out the programs described in subparagraphs (A), (B), (D), and (E).

**(b) Fellowships for foreign language and area or international studies**

**(1) In general**

The Secretary is authorized to make grants to institutions of higher education or combinations of such institutions for the purpose of paying stipends to individuals undergoing advanced training in any center or program approved by the Secretary.

**(2) Eligible students**

A student receiving a stipend described in paragraph (1) shall be engaged—

- (A) in an instructional program with stated performance goals for functional foreign language use or in a program developing such performance goals, in combination with area studies, international studies, or the international aspects of a professional studies program; and
- (B)(i) in the case of an undergraduate student, in the intermediate or advanced study of a less commonly taught language; or
- (ii) in the case of a graduate student, in graduate study in connection with a program described in subparagraph (A), including—
  - (I) predissertation level study;
  - (II) preparation for dissertation research;
  - (III) dissertation research abroad; or
  - (IV) dissertation writing.

**(c) Special rule with respect to travel**

No funds may be expended under this part for undergraduate travel except in accordance with rules prescribed by the Secretary setting forth policies and procedures to assure that Federal funds made available for such travel are expended as part of a formal program of supervised study.

**(d) Allowances**

**(1) Graduate level recipients**

A stipend awarded to a graduate level recipient may include allowances for dependents

and for travel for research and study in the United States and abroad.

**(2) Undergraduate level recipients**

A stipend awarded to an undergraduate level recipient may include an allowance for educational programs in the United States or educational programs abroad that—

(A) are closely linked to the overall goals of the recipient's course of study; and

(B) have the purpose of promoting foreign language fluency and knowledge of foreign cultures.

**(e) Application**

Each institution of higher education or consortium of such institutions desiring a grant under this section shall submit an application to the Secretary at such time, in such manner, and accompanied by such information and assurances as the Secretary may require. Each such application shall include—

(1) an explanation of how the activities funded by the grant will reflect diverse perspectives and a wide range of views and generate debate on world regions and international affairs; and

(2) a description of how the applicant will encourage government service in areas of national need, as identified by the Secretary, as well as in areas of need in the education, business, and nonprofit sectors.

(Pub. L. 89–329, title VI, § 602, as added Pub. L. 105–244, title VI, § 601, Oct. 7, 1998, 112 Stat. 1775; amended Pub. L. 110–315, title VI, § 602, Aug. 14, 2008, 122 Stat. 3334.)

**PRIOR PROVISIONS**

A prior section 1122, Pub. L. 89–329, title VI, § 602, as added Pub. L. 96–374, title VI, § 601(a), Oct. 3, 1980, 94 Stat. 1465; amended Pub. L. 99–498, title VI, § 602, Oct. 17, 1986, 100 Stat. 1514; Pub. L. 100–50, § 18, June 3, 1987, 101 Stat. 360; Pub. L. 102–325, title VI, § 601, July 23, 1992, 106 Stat. 720; Pub. L. 103–208, § 2(j)(10), (11), Dec. 20, 1993, 107 Stat. 2481, authorized grants for graduate and undergraduate language and area centers and programs, prior to the general amendment of this part by Pub. L. 105–244.

Another prior section 1122, Pub. L. 89–329, title VI, § 602, Nov. 8, 1965, 79 Stat. 1261; Pub. L. 95–180, § 1(c), Nov. 15, 1977, 91 Stat. 1372, related to the allotment to States of funds under the program of equipment grants to institutions of higher education, prior to the general amendment of this subchapter by Pub. L. 96–374.

**AMENDMENTS**

2008—Subsec. (a)(1)(A). Pub. L. 110–315, § 602(1)(A), added subpar. (A) and struck out former subpar. (A). Prior to amendment, text read as follows: “The Secretary is authorized—

“(i) to make grants to institutions of higher education, or combinations thereof, for the purpose of establishing, strengthening, and operating comprehensive foreign language and area or international studies centers and programs; and

“(ii) to make grants to such institutions or combinations for the purpose of establishing, strengthening, and operating a diverse network of undergraduate foreign language and area or international studies centers and programs.”

Subsec. (a)(2)(I), (J). Pub. L. 110–315, § 602(1)(B), added subpars. (I) and (J).

Subsec. (a)(4)(C). Pub. L. 110–315, § 602(1)(C)(iv), added subpar. (C). Former subpar. (C) redesignated (D).

Pub. L. 110–315, § 602(1)(C)(i), substituted “Partnerships or programs of linkage and outreach” for “Pro-

grams of linkage or outreach” and inserted “, including Federal or State scholarship programs for students in related areas” before period at end.

Subsec. (a)(4)(D). Pub. L. 110–315, § 602(1)(C)(iii), redesignated subpar. (C) as (D). Former subpar. (D) redesignated (E).

Subsec. (a)(4)(E). Pub. L. 110–315, § 602(1)(C)(iii), redesignated subpar. (D) as (E). Former subpar. (E) redesignated (F).

Pub. L. 110–315, § 602(1)(C)(ii), substituted “area studies” for “foreign area” and “(D), and (E)” for “(C), and (D)” and struck out “of linkage and outreach” after “programs”.

Subsec. (a)(4)(F). Pub. L. 110–315, § 602(1)(C)(iii), redesignated subpar. (E) as (F).

Subsec. (b). Pub. L. 110–315, § 602(2)(A), struck out “Graduate” before “fellowships” in heading.

Subsec. (b)(2). Pub. L. 110–315, § 602(2)(B), added par. (2) and struck out former par. (2). Prior to amendment, text read as follows: “Students receiving stipends described in paragraph (1) shall be individuals who are engaged in an instructional program with stated performance goals for functional foreign language use or in a program developing such performance goals, in combination with area studies, international studies, or the international aspects of a professional studies program, including predissertation level studies, preparation for dissertation research, dissertation research abroad, and dissertation writing.”

Subsecs. (d), (e). Pub. L. 110–315, § 602(3), added subsecs. (d) and (e) and struck out former subsec. (d). Prior to amendment, text read as follows: “Stipends awarded to graduate level recipients may include allowances for dependents and for travel for research and study in the United States and abroad.”

**§ 1123. Language resource centers**

**(a) Language resource centers authorized**

The Secretary is authorized to make grants to and enter into contracts with institutions of higher education, or consortia of such institutions, for the purpose of establishing, strengthening, and operating a small number of national language resource and training centers, which shall serve as resources to improve the capacity to teach and learn foreign languages effectively.

**(b) Authorized activities**

The activities carried out by the centers described in subsection (a) of this section—

(1) shall include effective dissemination efforts, whenever appropriate; and

(2) may include—

(A) the conduct and dissemination of research on new and improved teaching methods, including the use of advanced educational technology;

(B) the development and dissemination of new teaching materials reflecting the use of such research in effective teaching strategies;

(C) the development, application, and dissemination of performance testing appropriate to an educational setting for use as a standard and comparable measurement of skill levels in all languages;

(D) the training of teachers in the administration and interpretation of performance tests, the use of effective teaching strategies, and the use of new technologies;

(E) a significant focus on the teaching and learning needs of the less commonly taught languages, including an assessment of the strategic needs of the United States, the determination of ways to meet those needs na-

tionally, and the publication and dissemination of instructional materials in the less commonly taught languages;

(F) the development and dissemination of materials designed to serve as a resource for foreign language teachers at the elementary and secondary school levels; and

(G) the operation of intensive summer language institutes to train advanced foreign language students, to provide professional development, and to improve language instruction through preservice and inservice language training for teachers.

#### **(c) Conditions for grants**

Grants under this section shall reflect the purposes of this part and be made on such conditions as the Secretary determines to be necessary to carry out the provisions of this section.

(Pub. L. 89-329, title VI, §603, as added Pub. L. 105-244, title VI, §601, Oct. 7, 1998, 112 Stat. 1777; amended Pub. L. 110-315, title VI, §§603, 610(a), Aug. 14, 2008, 122 Stat. 3336, 3338.)

#### **PRIOR PROVISIONS**

A prior section 1123, Pub. L. 89-329, title VI, §603, as added Pub. L. 96-374, title VI, §601(a), Oct. 3, 1980, 94 Stat. 1466; amended Pub. L. 99-498, title VI, §603, Oct. 17, 1986, 100 Stat. 1515; Pub. L. 102-325, title VI, §601, July 23, 1992, 106 Stat. 722; Pub. L. 103-208, §2(j)(12), Dec. 20, 1993, 107 Stat. 2481, authorized grants for language resource centers, prior to the general amendment of this part by Pub. L. 105-244.

Another prior section 1123, Pub. L. 89-329, title VI, §603, Nov. 8, 1965, 79 Stat. 1262, related to the State plans for carrying out the program of equipment grants to institutions of higher education, prior to the general amendment of this subchapter by Pub. L. 96-374.

#### **AMENDMENTS**

2008—Subsec. (a). Pub. L. 110-315, §610(a), substituted “consortia” for “combinations”.

Subsec. (c). Pub. L. 110-315, §603, inserted “reflect the purposes of this part and” after “section shall”.

### **§ 1124. Undergraduate international studies and foreign language programs**

#### **(a) Incentives for creation of new programs and strengthening of existing programs in undergraduate international studies and foreign language programs**

##### **(1) Authority**

The Secretary is authorized to make grants to institutions of higher education, consortia of such institutions, or partnerships between nonprofit educational organizations and institutions of higher education, to assist such institutions, consortia or partnerships in planning, developing, and carrying out programs to improve undergraduate instruction in international studies and foreign languages. Such grants shall be awarded to institutions, consortia or partnerships seeking to create new programs or to strengthen existing programs in foreign languages, area studies, and other international fields.

##### **(2) Use of funds**

Grants made under this section may be used for the Federal share of the cost of projects and activities which are an integral part of such a program, such as—

(A) planning for the development and expansion of undergraduate programs in international studies and foreign languages;

(B) teaching, research, curriculum development, faculty training in the United States or abroad, and other related activities, including—

(i) the expansion of library and teaching resources; and

(ii) pre-service teacher training and inservice teacher professional development;

(C) expansion of opportunities for learning foreign languages, including less commonly taught languages;

(D) programs under which foreign teachers and scholars may visit institutions as visiting faculty;

(E) programs designed to develop or enhance linkages between 2- and 4-year institutions of higher education, or baccalaureate and post-baccalaureate programs or institutions;

(F) the development of undergraduate educational programs—

(i) in locations abroad where such opportunities are not otherwise available or that serve students for whom such opportunities are not otherwise available; and

(ii) that provide courses that are closely related to on-campus foreign language and international curricula;

(G) the integration of new and continuing education abroad opportunities for undergraduate students into curricula of specific degree programs;

(H) the development of model programs to enrich or enhance the effectiveness of educational programs abroad, including predeparture and postreturn programs, and the integration of educational programs abroad into the curriculum of the home institution;

(I) the provision of grants for educational programs abroad that—

(i) are closely linked to the program's overall goals; and

(ii) have the purpose of promoting foreign language fluency and knowledge of world regions;

(J) the development of programs designed to integrate professional and technical education with foreign languages, area studies, and other international fields;

(K) the establishment of linkages overseas with institutions of higher education and organizations that contribute to the educational programs assisted under this subsection;

(L) the conduct of summer institutes in foreign area, foreign language, and other international fields to provide faculty and curriculum development, including the integration of professional and technical education with foreign area and other international studies, and to provide foreign area and other international knowledge or skills to government personnel or private sector professionals in international activities;

(M) the development of partnerships between—

(i) institutions of higher education; and

(ii) the private sector, government, or elementary and secondary education institutions,

in order to enhance international knowledge and skills; and

(N) the use of innovative technology to increase access to international education programs.

### (3) Non-Federal share

The non-Federal share of the cost of the programs assisted under this subsection—

(A) may be provided in cash from the private sector corporations or foundations in an amount equal to one-third of the total cost of the programs assisted under this section; or

(B) may be provided as an in-cash or in-kind contribution from institutional and noninstitutional funds, including State and private sector corporation or foundation contributions, equal to one-half of the total cost of the programs assisted under this section.

### (4) Special rule

The Secretary may waive or reduce the required non-Federal share for institutions that—

(A) are eligible to receive assistance under part A or B of subchapter III of this chapter or under subchapter V of this chapter; and

(B) have submitted a grant application under this section that demonstrates a need for a waiver or reduction.

### (5) Priority

In awarding grants under this section, the Secretary shall give priority to applications from institutions of higher education, consortia or partnerships that require entering students to have successfully completed at least 2 years of secondary school foreign language instruction or that require each graduating student to earn 2 years of postsecondary credit in a foreign language (or have demonstrated equivalent competence in the foreign language) or, in the case of a 2-year degree granting institution, offer 2 years of postsecondary credit in a foreign language.

### (6) Grant conditions

Grants under this subsection shall reflect the purposes of this part and be made on such conditions as the Secretary determines to be necessary to carry out this subsection.

### (7) Application

Each application for assistance under this subsection shall include—

(A) evidence that the applicant has conducted extensive planning prior to submitting the application;

(B) an assurance that the faculty and administrators of all relevant departments and programs served by the applicant are involved in ongoing collaboration with regard to achieving the stated objectives of the application;

(C) an assurance that students at the applicant institutions, as appropriate, will have equal access to, and derive benefits

from, the program assisted under this subsection;

(D) an assurance that each applicant, consortium, or partnership will use the Federal assistance provided under this subsection to supplement and not supplant non-Federal funds the institution expends for programs to improve undergraduate instruction in international studies and foreign languages;

(E) a description of how the applicant will provide information to students regarding federally funded scholarship programs in related areas;

(F) an explanation of how the activities funded by the grant will reflect diverse perspectives and a wide range of views and generate debate on world regions and international affairs, where applicable; and

(G) a description of how the applicant will encourage service in areas of national need, as identified by the Secretary.

### (8) Evaluation

The Secretary may establish requirements for program evaluations and require grant recipients to submit annual reports that evaluate the progress and performance of students participating in programs assisted under this subsection.

### (b) Programs of national significance

The Secretary may also award grants to public and private nonprofit agencies and organizations, including professional and scholarly associations, whenever the Secretary determines such grants will make an especially significant contribution to improving undergraduate international studies and foreign language programs.

### (c) Funding support

#### (1) In general

The Secretary may use not more than 20 percent of the total amount appropriated for this part for carrying out the purposes of this section.

#### (2) Grantees

Of the total amount of grant funds awarded to a grantee under this section, the grantee may use not more than ten percent of such funds for the activity described in subsection (a)(2)(I).

(Pub. L. 89-329, title VI, §604, as added Pub. L. 105-244, title VI, §601, Oct. 7, 1998, 112 Stat. 1778; amended Pub. L. 110-315, title VI, §§604, 610(a), Aug. 14, 2008, 122 Stat. 3336, 3338; Pub. L. 111-39, title VI, §601(a)(1), July 1, 2009, 123 Stat. 1953.)

#### PRIOR PROVISIONS

A prior section 1124, Pub. L. 89-329, title VI, §604, as added Pub. L. 96-374, title VI, §601(a), Oct. 3, 1980, 94 Stat. 1466; amended Pub. L. 99-498, title VI, §604, Oct. 17, 1986, 100 Stat. 1516; Pub. L. 102-325, title VI, §601, July 23, 1992, 106 Stat. 722, authorized grants for undergraduate international studies and foreign language programs, prior to the general amendment of this part by Pub. L. 105-244.

Another prior section 1124, Pub. L. 89-329, title VI, §604, Nov. 8, 1965, 79 Stat. 1263; Pub. L. 89-752, §14, Nov. 3, 1966, 80 Stat. 1244; Pub. L. 90-575, title II, §242(b)-(d), Oct. 16, 1968, 82 Stat. 1041; Pub. L. 94-482, title I, §157, Oct. 12, 1976, 90 Stat. 2156, provided for grants to institutions of higher education for projects, prior to the

general amendment of this subchapter by Pub. L. 96-374.

A prior section 1124a, Pub. L. 89-329, title VI, § 605, as added Pub. L. 99-498, title VI, § 605(2), Oct. 17, 1986, 100 Stat. 1517; amended Pub. L. 102-325, title VI, § 601, July 23, 1992, 106 Stat. 725, authorized grants for intensive summer language institutes, prior to the general amendment of this part by Pub. L. 105-244.

#### AMENDMENTS

2009—Subsec. (a)(2). Pub. L. 111-39, § 601(a)(1)(A), inserted “the” before “Federal” in introductory provisions.

Subsec. (a)(7)(D). Pub. L. 111-39, § 601(a)(1)(B), substituted “applicant, consortium,” for “institution, combination”.

2008—Subsec. (a)(1). Pub. L. 110-315, § 604(1), substituted “consortia” for “combinations” wherever appearing.

Subsec. (a)(2)(B)(ii). Pub. L. 110-315, § 604(2)(A), amended cl. (ii) generally. Prior to amendment, cl. (ii) read as follows: “preservice and inservice teacher training”.

Subsec. (a)(2)(I) to (N). Pub. L. 110-315, § 604(2)(B), (C), added subpar. (I) and redesignated former subpars. (I) to (M) as (J) to (N), respectively.

Subsec. (a)(4)(B). Pub. L. 110-315, § 604(3), inserted “that demonstrates a need for a waiver or reduction” before period at end.

Subsec. (a)(5). Pub. L. 110-315, § 610(a), substituted “consortia” for “combinations”.

Subsec. (a)(6). Pub. L. 110-315, § 604(4), inserted “reflect the purposes of this part and” after “subsection shall”.

Subsec. (a)(7)(E) to (G). Pub. L. 110-315, § 604(5), added subpars. (E) to (G).

Subsec. (c). Pub. L. 110-315, § 604(6), designated existing provisions as par. (1), inserted heading, substituted “20 percent” for “10 percent”, and added par. (2).

#### EFFECTIVE DATE OF 2009 AMENDMENT

Amendment by Pub. L. 111-39 effective as if enacted on the date of enactment of Pub. L. 110-315 (Aug. 14, 2008), see section 3 of Pub. L. 111-39, set out as a note under section 1001 of this title.

### § 1125. Research; studies; annual report

#### (a) Authorized activities

The Secretary may, directly or through grants or contracts, conduct research and studies that contribute to achieving the purposes of this part. Such research and studies may include—

(1) studies and surveys to determine needs for increased or improved instruction in foreign language, area studies, or other international fields, including the demand for foreign language, area, and other international specialists in government, education, and the private sector;

(2) studies and surveys to assess the utilization of graduates of programs supported under this subchapter by governmental, educational, and private sector organizations and other studies assessing the outcomes and effectiveness of programs so supported;

(3) evaluation of the extent to which programs assisted under this subchapter that address national needs would not otherwise be offered;

(4) comparative studies of the effectiveness of strategies to provide international capabilities at institutions of higher education;

(5) research on more effective methods of providing instruction and achieving competency in foreign languages, area studies, or other international fields;

(6) the development and publication of specialized materials for use in foreign language, area studies, and other international fields, or for training foreign language, area, and other international specialists;

(7) studies and surveys of the uses of technology in foreign language, area studies, and international studies programs;

(8) studies and evaluations of effective practices in the dissemination of international information, materials, research, teaching strategies, and testing techniques throughout the education community, including elementary and secondary schools;

(9) the application of performance tests and standards across all areas of foreign language instruction and classroom use;

(10) evaluation of the extent to which programs assisted under this subchapter reflect diverse perspectives and a wide range of views and generate debate on world regions and international affairs, as described in the grantee's application;

(11) the systematic collection, analysis, and dissemination of data that contribute to achieving the purposes of this part; and

(12) support for programs or activities to make data collected, analyzed, or disseminated under this section publicly available and easy to understand.

#### (b) Annual report

The Secretary shall prepare, publish, and announce an annual report listing the books and research materials produced with assistance under this section.

(Pub. L. 89-329, title VI, § 605, as added Pub. L. 105-244, title VI, § 601, Oct. 7, 1998, 112 Stat. 1780; amended Pub. L. 110-315, title VI, § 605, Aug. 14, 2008, 122 Stat. 3337.)

#### PRIOR PROVISIONS

A prior section 1125, Pub. L. 89-329, title VI, § 606, formerly § 605, as added Pub. L. 96-374, title VI, § 601(a), Oct. 3, 1980, 94 Stat. 1467; amended Pub. L. 97-375, title II, § 204, Dec. 21, 1982, 96 Stat. 1823; Pub. L. 99-386, title I, § 103(c), Aug. 22, 1986, 100 Stat. 821; renumbered § 606 and amended Pub. L. 99-498, title VI, § 605(1), 606, Oct. 17, 1986, 100 Stat. 1517; Pub. L. 102-325, title VI, § 601, July 23, 1992, 106 Stat. 725, authorized research and studies and required annual report, prior to the general amendment of this part by Pub. L. 105-244.

Another prior section 1125, Pub. L. 89-329, title VI, § 605, Nov. 8, 1965, 79 Stat. 1264; Pub. L. 90-575, title II, § 242(a), (e), Oct. 16, 1968, 82 Stat. 1041, related to the applications by institutions of higher education for grants under the program of equipment grants, prior to the general amendment of this subchapter by Pub. L. 96-374.

A prior section 605 of Pub. L. 89-329 was classified to section 1124a of this title, prior to the general amendment of this part by Pub. L. 105-244.

Prior sections 1125a and 1125b were omitted in the general amendment of this part by Pub. L. 105-244.

Section 1125a, Pub. L. 89-329, title VI, § 607, as added Pub. L. 99-498, title VI, § 607, Oct. 17, 1986, 100 Stat. 1518; amended Pub. L. 102-325, title VI, § 601, July 23, 1992, 106 Stat. 726; Pub. L. 103-208, § 2(j)(13), Dec. 20, 1993, 107 Stat. 2481, related to periodicals and other research materials published outside the United States.

Section 1125b, Pub. L. 89-329, title VI, § 608, as added Pub. L. 99-498, title VI, § 608, Oct. 17, 1986, 100 Stat. 1518; amended Pub. L. 102-325, title VI, § 601, July 23, 1992, 106 Stat. 727, related to selection of certain grant recipients.

## AMENDMENTS

2008—Subsec. (a)(10) to (12). Pub. L. 110-315 added pars. (10) to (12).

**§ 1126. Technological innovation and cooperation for foreign information access**

**(a) Authority**

**(1) In general**

The Secretary is authorized to make grants to institutions of higher education, public or nonprofit private libraries, or partnerships between such institutions and other such institutions, libraries, or nonprofit educational organizations, to develop innovative techniques or programs using electronic technologies to collect, organize, preserve, and widely disseminate information from foreign sources on world regions and countries other than the United States that address our Nation's teaching and research needs in international education and foreign languages.

**(2) Grant recipients**

The Secretary may award grants under this section to carry out the activities authorized under this section to the following:

- (A) An institution of higher education.
- (B) A public or nonprofit private library.
- (C) A partnership of an institution of higher education and one or more of the following:
  - (i) Another institution of higher education.
  - (ii) A library.
  - (iii) A nonprofit educational organization.

**(b) Authorized activities**

Grants under this section may be used—

- (1) to acquire, facilitate access to, or preserve foreign information resources in print or electronic forms;
- (2) to develop new means of immediate, full-text document delivery for information and scholarship from abroad;
- (3) to develop new means of or standards for shared electronic access to international data;
- (4) to support collaborative projects of indexing, cataloging, and other means of bibliographic access for scholars to important research materials published or distributed outside the United States;
- (5) to develop methods for the wide dissemination of resources written in non-Roman language alphabets;
- (6) to assist teachers of less commonly taught languages in acquiring, via electronic and other means, materials suitable for classroom use;
- (7) to promote collaborative technology based projects in foreign languages, area studies, and international studies among grant recipients under this subchapter;
- (8) to establish linkages to facilitate carrying out the activities described in this subsection between—
  - (A) the institutions of higher education, libraries, and partnerships receiving grants under this section; and
  - (B) institutions of higher education, nonprofit educational organizations, and libraries overseas; and

(9) to carry out other activities that the Secretary determines are consistent with the purpose of the grants awarded under this section.

**(c) Application**

Each institution of higher education, library, or partnership desiring a grant under this section shall submit an application to the Secretary at such time, in such manner, and accompanied by such information and assurances as the Secretary may reasonably require.

**(d) Match required**

The Federal share of the total cost of carrying out a program supported by a grant under this section shall not be more than 66% percent. The non-Federal share of such cost may be provided either in-kind or in cash, and may include contributions from private sector corporations or foundations.

(Pub. L. 89-329, title VI, § 606, as added Pub. L. 105-244, title VI, § 601, Oct. 7, 1998, 112 Stat. 1781; amended Pub. L. 110-315, title VI, § 606, Aug. 14, 2008, 122 Stat. 3337.)

## PRIOR PROVISIONS

A prior section 1126, Pub. L. 89-329, title VI, § 609, formerly § 606, as added Pub. L. 96-374, title VI, § 601(a), Oct. 3, 1980, 94 Stat. 1467; renumbered § 609, Pub. L. 99-498, title VI, § 605(1), Oct. 17, 1986, 100 Stat. 1517; amended Pub. L. 102-325, title VI, § 601, July 23, 1992, 106 Stat. 727, related to equitable distribution of grants, prior to the general amendment of this part by Pub. L. 105-244.

Another prior section 1126, Pub. L. 89-329, title VI, § 606, Nov. 8, 1965, 79 Stat. 1265, related to reservation and payment of equipment grants to institutions of higher education, prior to the general amendment of this subchapter by Pub. L. 96-374.

A prior section 606 of Pub. L. 89-329 was classified to section 1125 of this title, prior to the general amendment of this part by Pub. L. 105-244.

## AMENDMENTS

2008—Subsec. (a). Pub. L. 110-315, § 606(1)(D), (E), designated existing provisions as par. (1), inserted heading, and added par. (2).

Pub. L. 110-315, § 606(1)(A)–(C), substituted “or partnerships between such institutions and other such institutions, libraries, or nonprofit educational organizations” for “or consortia of such institutions or libraries” and “electronic technologies” for “new electronic technologies” and inserted “from foreign sources” after “disseminate information”.

Subsec. (b)(1). Pub. L. 110-315, § 606(2)(A), substituted “to acquire, facilitate access to,” for “to facilitate access to”.

Subsec. (b)(3). Pub. L. 110-315, § 606(2)(B), inserted “or standards for” after “develop new means of”.

Subsec. (b)(8), (9). Pub. L. 110-315, § 606(2)(C)–(E), added pars. (8) and (9).

Subsec. (c). Pub. L. 110-315, § 606(3), substituted “institution of higher education, library, or partnership” for “institution or consortium”.

**§ 1127. Selection of certain grant recipients**

**(a) Competitive grants**

The Secretary shall award grants under section 1122 of this title competitively on the basis of criteria that separately, but not less rigorously, evaluates—

- (1) the applications for comprehensive foreign language and area or international studies centers and programs; and
- (2) the applications for undergraduate foreign language and area or international studies centers and programs.



**(b) Selection criteria**

The Secretary shall set criteria for grants awarded under section 1122 of this title by which a determination of excellence shall be made to meet the differing objectives of graduate and undergraduate institutions. In keeping with the purposes of this part, the Secretary shall take into account the degree to which activities of centers, programs, and fellowships at institutions of higher education address national needs, and generate information for and disseminate information to the public. The Secretary shall also consider an applicant's record of placing students into postgraduate employment, education, or training in areas of national need and an applicant's stated efforts to increase the number of such students that go into such placements.

**(c) Equitable distribution of grants**

The Secretary shall, to the extent practicable, award grants under this part (other than section 1122 of this title) in such manner as to achieve an equitable distribution of the grant funds throughout the United States, based on the merit of a proposal as determined pursuant to a peer review process involving broadly representative professionals.

(Pub. L. 89-329, title VI, § 607, as added Pub. L. 105-244, title VI, § 601, Oct. 7, 1998, 112 Stat. 1782; amended Pub. L. 110-315, title VI, § 607, Aug. 14, 2008, 122 Stat. 3338.)

**PRIOR PROVISIONS**

A prior section 1127, Pub. L. 89-329, title VI, § 610, formerly § 607, as added Pub. L. 96-374, title VI, § 601(a), Oct. 3, 1980, 94 Stat. 1467; renumbered § 610 and amended Pub. L. 99-498, title VI, §§ 605(1), 609, Oct. 17, 1986, 100 Stat. 1517, 1519; Pub. L. 102-325, title VI, § 601, July 23, 1992, 106 Stat. 728, authorized grants and contracts for American overseas research centers, prior to the general amendment of this part by Pub. L. 105-244.

Another prior section 1127, Pub. L. 89-329, title VI, § 607, Nov. 8, 1965, 79 Stat. 1265, provided procedures to be followed in event of disapproval of a State plan under equipment grant program, prior to the general amendment of this subchapter by Pub. L. 96-374.

A prior section 607 of Pub. L. 89-329 was classified to section 1125a of this title, prior to the general amendment of this part by Pub. L. 105-244.

**AMENDMENTS**

2008—Subsec. (a). Pub. L. 110-315, § 607(1), substituted “evaluates—” and pars. (1) and (2) for “evaluates the applications for comprehensive and undergraduate language and area centers and programs.”

Subsec. (b). Pub. L. 110-315, § 607(2), inserted at end “In keeping with the purposes of this part, the Secretary shall take into account the degree to which activities of centers, programs, and fellowships at institutions of higher education address national needs, and generate information for and disseminate information to the public. The Secretary shall also consider an applicant's record of placing students into postgraduate employment, education, or training in areas of national need and an applicant's stated efforts to increase the number of such students that go into such placements.”

**§ 1128. Equitable distribution of certain funds****(a) Selection criteria**

The Secretary shall make excellence the criterion for selection of grants awarded under section 1122 of this title.

**(b) Equitable distribution**

To the extent practicable and consistent with the criterion of excellence, the Secretary shall award grants under this part (other than section 1122 of this title) in such a manner as will achieve an equitable distribution of funds throughout the United States.

**(c) Support for undergraduate education**

The Secretary shall also award grants under this part in such manner as to ensure that an appropriate portion of the funds appropriated for this part (as determined by the Secretary) are used to support undergraduate education.

(Pub. L. 89-329, title VI, § 608, as added Pub. L. 105-244, title VI, § 601, Oct. 7, 1998, 112 Stat. 1782.)

**PRIOR PROVISIONS**

A prior section 1128, Pub. L. 89-329, title VI, § 610A, as added Pub. L. 102-325, title VI, § 601, July 23, 1992, 106 Stat. 728, authorized appropriations for this part, prior to the general amendment of this part by Pub. L. 105-244.

Another prior section 1128, Pub. L. 89-329, title VI, § 608, Nov. 8, 1965, 79 Stat. 1265, provided the process of judicial review in event of State dissatisfaction in equipment grant program, prior to the general amendment of this subchapter by Pub. L. 96-374.

A prior section 608 of Pub. L. 89-329 was classified to section 1125b of this title, prior to the general amendment of this part by Pub. L. 105-244.

**§ 1128a. American overseas research centers****(a) Centers authorized**

The Secretary is authorized to make grants to and enter into contracts with any American overseas research center that is a consortium of institutions of higher education (hereafter in this section referred to as a “center”) to enable such center to promote postgraduate research, exchanges and area studies.

**(b) Use of grants**

Grants made and contracts entered into pursuant to this section may be used to pay all or a portion of the cost of establishing or operating a center or program, including—

- (1) the cost of faculty and staff stipends and salaries;
- (2) the cost of faculty, staff, and student travel;
- (3) the cost of the operation and maintenance of overseas facilities;
- (4) the cost of teaching and research materials;
- (5) the cost of acquisition, maintenance, and preservation of library collections;
- (6) the cost of bringing visiting scholars and faculty to a center to teach or to conduct research;
- (7) the cost of organizing and managing conferences; and
- (8) the cost of publication and dissemination of material for the scholarly and general public.

**(c) Limitation**

The Secretary shall only award grants to and enter into contracts with centers under this section that—

- (1) receive more than 50 percent of their funding from public or private United States sources;

(2) have a permanent presence in the country in which the center is located; and

(3) are organizations described in section 501(c)(3) of title 26 which are exempt from taxation under section 501(a) of such title.

**(d) Development grants**

The Secretary is authorized to make grants for the establishment of new centers. The grants may be used to fund activities that, within 1 year, will result in the creation of a center described in subsection (c) of this section.

**(e) Application**

Each center desiring to receive a grant or contract under this section shall submit an application to the Secretary at such time, in such manner, and accompanied by such information and assurances as the Secretary may require.

(Pub. L. 89-329, title VI, § 609, as added Pub. L. 105-244, title VI, § 601, Oct. 7, 1998, 112 Stat. 1782; amended Pub. L. 110-315, title VI, § 608, Aug. 14, 2008, 122 Stat. 3338.)

**PRIOR PROVISIONS**

A prior section 609 of Pub. L. 89-329 was classified to section 1126 of this title, prior to the general amendment of this part by Pub. L. 105-244.

Another prior section 609 of Pub. L. 89-329, title VI, Nov. 8, 1965, 79 Stat. 1266; Pub. L. 92-318, title I, § 131(d)(2)(D), June 23, 1972, 86 Stat. 260, prohibited equipment grants for sectarian instruction or religious worship and was classified to section 1129 of this title, prior to the general amendment of this subchapter by Pub. L. 96-374.

**AMENDMENTS**

2008—Subsec. (e). Pub. L. 110-315 added subsec. (e).

**§ 1128b. Authorization of appropriations**

There are authorized to be appropriated to carry out this part such sums as may be necessary for fiscal year 2009, and such sums as may be necessary for each of the five succeeding fiscal years.

(Pub. L. 89-329, title VI, § 610, as added Pub. L. 105-244, title VI, § 601, Oct. 7, 1998, 112 Stat. 1783; amended Pub. L. 110-315, title VI, § 609, Aug. 14, 2008, 122 Stat. 3338.)

**PRIOR PROVISIONS**

A prior section 610 of Pub. L. 89-329 was classified to section 1127 of this title, prior to the general amendment of this part by Pub. L. 105-244.

Prior sections 1129 and 1129a were omitted in the general amendment of this subchapter by Pub. L. 96-374.

Section 1129, Pub. L. 89-329, title VI, § 609, Nov. 8, 1965, 79 Stat. 1266; Pub. L. 92-318, title I, § 131(d)(2)(D), June 23, 1972, 86 Stat. 260, prohibited equipment grants for sectarian instruction or religious worship.

Section 1129a, Pub. L. 89-329, title VI, § 610, as added Pub. L. 90-575, title II, § 243, Oct. 16, 1968, 82 Stat. 1041, provided for consultation with the National Science Foundation in regard to the purchase of laboratory equipment.

**AMENDMENTS**

2008—Pub. L. 110-315 substituted “such sums as may be necessary” for “\$80,000,000”, “2009” for “1999”, and “five” for “4”.

**PART B—BUSINESS AND INTERNATIONAL  
EDUCATION PROGRAMS**

**§ 1130. Findings and purposes**

**(a) Findings**

The Congress finds that—

(1) the future economic welfare of the United States will depend substantially on increasing international skills in the business and educational community and creating an awareness among the American public of the internationalization of our economy;

(2) concerted efforts are necessary to engage business schools, language and area study programs, professional international affairs education programs, public and private sector organizations, and United States business in a mutually productive relationship which benefits the Nation's future economic interests;

(3) few linkages presently exist between the manpower and information needs of United States business and the international education, language training and research capacities of institutions of higher education in the United States, and public and private organizations; and

(4) organizations such as world trade councils, world trade clubs, chambers of commerce and State departments of commerce are not adequately used to link universities and business for joint venture exploration and program development.

**(b) Purposes**

It is the purpose of this part—

(1) to enhance the broad objective of this chapter and part C of subchapter I of chapter 34 of title 42 by increasing and promoting the Nation's capacity for international understanding and economic enterprise through the provision of suitable international education and training for business personnel in various stages of professional development; and

(2) to promote institutional and noninstitutional educational and training activities that will contribute to the ability of United States business to prosper in an international economy.

(Pub. L. 89-329, title VI, § 611, as added Pub. L. 96-374, title VI, § 601(a), Oct. 3, 1980, 94 Stat. 1467; amended Pub. L. 99-498, title VI, § 610, Oct. 17, 1986, 100 Stat. 1519; Pub. L. 102-325, title VI, § 601, July 23, 1992, 106 Stat. 728; Pub. L. 105-244, title VI, § 602(a), Oct. 7, 1998, 112 Stat. 1783.)

**AMENDMENTS**

1998—Pub. L. 105-244 amended section catchline generally.

1992—Pub. L. 102-325 amended section generally, inserting subsec. headings and reenacting text without substantial change.

1986—Subsec. (a)(1). Pub. L. 99-498 inserted “and educational” after “skills in the business”.

**EFFECTIVE DATE OF 1998 AMENDMENT**

Amendment by Pub. L. 105-244 effective Oct. 1, 1998, except as otherwise provided in Pub. L. 105-244, see section 3 of Pub. L. 105-244, set out as a note under section 1001 of this title.

**EFFECTIVE DATE OF 1992 AMENDMENT**

Amendment by Pub. L. 102-325 effective Oct. 1, 1992, see section 2 of Pub. L. 102-325, set out as a note under section 1001 of this title.

## **§ 1130-1. Centers for international business education**

### **(a) Program authorized**

#### **(1) Purpose**

The purpose of this section is to coordinate the programs of the Federal Government in the areas of research, education, and training in international business and trade competitiveness.

#### **(2) In general**

The Secretary is authorized to make grants to institutions of higher education, or consortia of such institutions, to pay the Federal share of the cost of planning, establishing and operating centers for international business education which—

(A) will be national resources for the teaching of improved business techniques, strategies, and methodologies which emphasize the international context in which business is transacted;

(B) will provide instruction in critical foreign languages and international fields needed to provide understanding of the cultures and customs of United States trading partners; and

(C) will provide research and training in the international aspects of trade, commerce, and other fields of study.

#### **(3) Special rule**

In addition to providing training to students enrolled in the institution of higher education in which a center is located, such centers shall serve as regional resources to businesses proximately located by offering programs and providing research designed to meet the international training needs of such businesses. Such centers shall also serve other faculty, students, and institutions of higher education located within their region.

### **(b) Authorized expenditures**

Each grant made under this section may be used to pay the Federal share of the cost of planning, establishing or operating a center, including the cost of—

(1) faculty and staff travel in foreign areas, regions, or countries;

(2) teaching and research materials;

(3) curriculum planning and development;

(4) bringing visiting scholars and faculty to the center to teach or to conduct research; and

(5) training and improvement of the staff, for the purpose of, and subject to such conditions as the Secretary finds necessary for, carrying out the objectives of this section.

### **(c) Authorized activities**

#### **(1) Mandatory activities**

Programs and activities to be conducted by centers assisted under this section shall include—

(A) interdisciplinary programs which incorporate foreign language and international studies training into business, finance, management, communications systems, and other professional curricula;

(B) interdisciplinary programs which provide business, finance, management, commu-

nications systems, and other professional training for foreign language and international studies faculty and degree candidates;

(C) programs, such as intensive language programs, available to members of the business community and other professionals which are designed to develop or enhance their international skills, awareness, and expertise;

(D) collaborative programs, activities, or research involving other institutions of higher education, local educational agencies, professional associations, businesses, firms, or consortia thereof, to promote the development of international skills, awareness, and expertise among current and prospective members of the business community and other professionals;

(E) research designed to strengthen and improve the international aspects of business and professional education and to promote integrated curricula; and

(F) research designed to promote the international competitiveness of American businesses and firms, including those not currently active in international trade.

#### **(2) Permissible activities**

Programs and activities to be conducted by centers assisted under this section may include—

(A) the establishment of overseas internship programs for students and faculty designed to provide training and experience in international business activities, except that no Federal funds provided under this section may be used to pay wages or stipends to any participant who is engaged in compensated employment as part of an internship program;

(B) the establishment of linkages overseas with institutions of higher education and other organizations that contribute to the educational objectives of this section;

(C) summer institutes in international business, foreign area studies, foreign language studies, and other international studies designed to carry out the purposes of subparagraph (A) of this paragraph;

(D) the development of opportunities for business students to study abroad in locations which are important to the existing and future economic well-being of the United States;

(E) outreach activities or consortia with business programs located at other institutions of higher education (including those that are eligible to receive assistance under part A or B of subchapter III or under subchapter V) for the purpose of providing expertise regarding the internationalization of such programs, such as assistance in research, curriculum development, faculty development, or educational exchange programs;

(F) programs encouraging the advancement and understanding of technology-related disciplines, including manufacturing software systems and technology management; and

(G) other eligible activities prescribed by the Secretary.

**(d) Advisory council**

**(1) Establishment**

In order to be eligible for assistance under this section, an institution of higher education, or consortium of such institutions, shall establish a center advisory council which will conduct extensive planning prior to the establishment of a center concerning the scope of the center's activities and the design of its programs.

**(2) Membership on advisory council**

The center advisory council shall include—

(A) one representative of an administrative department or office of the institution of higher education;

(B) one faculty representative of the business or management school or department of such institution;

(C) one faculty representative of the international studies or foreign language school or department of such institution;

(D) one faculty representative of another professional school or department of such institution, as appropriate;

(E) one or more representatives of local or regional businesses or firms;

(F) one representative appointed by the Governor of the State in which the institution of higher education is located whose normal responsibilities include official oversight or involvement in State-sponsored trade-related activities or programs; and

(G) such other individuals as the institution of higher education deems appropriate, such as a representative of a community college in the region served by the center.

**(3) Meetings**

In addition to the initial planning activities required under subsection (d)(1) of this section, the center advisory council shall meet not less than once each year after the establishment of the center to assess and advise on the programs and activities conducted by the center.

**(e) Grant duration; Federal share**

**(1) Duration of grants**

The Secretary shall make grants under this section for a minimum of 3 years unless the Secretary determines that the provision of grants of shorter duration is necessary to carry out the objectives of this section.

**(2) Federal share**

The Federal share of the cost of planning, establishing and operating centers under this section shall be—

(A) not more than 90 percent for the first year in which Federal funds are received;

(B) not more than 70 percent for the second such year; and

(C) not more than 50 percent for the third such year and for each such year thereafter.

**(3) Non-Federal share**

The non-Federal share of the cost of planning, establishing, and operating centers

under this section may be provided either in cash or in-kind.

**(4) Waiver of non-Federal share**

In the case of an institution of higher education receiving a grant under this part and conducting outreach or consortia activities with another institution of higher education in accordance with subsection (c)(2)(E) of this section, the Secretary may waive a portion of the requirements for the non-Federal share required in paragraph (2) equal to the amount provided by the institution of higher education receiving such grant to such other institution of higher education for carrying out such outreach or consortia activities. Any such waiver shall be subject to such terms and conditions as the Secretary deems necessary for carrying out the purposes of this section.

**(f) Grant conditions**

Grants under this section shall be made on such conditions as the Secretary determines to be necessary to carry out the objectives of this section. Such conditions shall include—

(1) evidence that the institution of higher education, or consortium of such institutions, will conduct extensive planning prior to the establishment of a center concerning the scope of the center's activities and the design of its programs in accordance with subsection (d)(1) of this section;

(2) assurance of ongoing collaboration in the establishment and operation of the center by faculty of the business, management, foreign language, international studies, professional international affairs, and other professional schools or departments, as appropriate;

(3) assurance that the education and training programs of the center will be open to students concentrating in each of these respective areas, as appropriate, and that diverse perspectives will be made available to students in programs under this section; and

(4) assurance that the institution of higher education, or consortium of such institutions, will use the assistance provided under this section to supplement and not to supplant activities conducted by institutions of higher education described in subsection (c)(1) of this section.

(Pub. L. 89-329, title VI, §612, as added Pub. L. 100-418, title VI, §6261(2), Aug. 23, 1988, 102 Stat. 1520; amended Pub. L. 102-325, title VI, §601, July 23, 1992, 106 Stat. 729; Pub. L. 105-244, title VI, §602(b), Oct. 7, 1998, 112 Stat. 1783; Pub. L. 110-315, title VI, §§610, 611(a), Aug. 14, 2008, 122 Stat. 3338, 3339.)

**PRIOR PROVISIONS**

A prior section 612 of Pub. L. 89-329 was renumbered section 613 and is classified to section 1130a of this title.

**AMENDMENTS**

2008—Subsec. (a). Pub. L. 110-315, §611(a)(1), added par. (1) and redesignated former pars. (1) and (2) as (2) and (3), respectively.

Subsec. (a)(1). Pub. L. 110-315, §610(a), substituted “consortia” for “combinations” in introductory provisions.

Subsec. (c)(1)(D). Pub. L. 110-315, §610(a), substituted “consortia” for “combinations”.

Subsec. (c)(2)(E). Pub. L. 110-315, §611(a)(2)(A), inserted “(including those that are eligible to receive assistance under part A or B of subchapter III or under subchapter V)” after “other institutions of higher education”.

Subsec. (c)(2)(F), (G). Pub. L. 110-315, §611(a)(2)(B)–(D), added subpar. (F) and redesignated former subpar. (F) as (G).

Subsec. (d)(1). Pub. L. 110-315, §610(b), substituted “consortium” for “combination”.

Subsec. (f)(1). Pub. L. 110-315, §610(b), substituted “consortium” for “combination”.

Subsec. (f)(3). Pub. L. 110-315, §611(a)(3), inserted “, and that diverse perspectives will be made available to students in programs under this section” before semicolon.

Subsec. (f)(4). Pub. L. 110-315, §610(b), substituted “consortium” for “combination”.

1998—Subsec. (c)(1)(B). Pub. L. 105-244, §602(b)(1)(A)(i), struck out “advanced” after “faculty and”.

Subsec. (c)(1)(C). Pub. L. 105-244, §602(b)(1)(A)(ii), struck out “evening or summer” before “programs, such”.

Subsec. (c)(2)(C). Pub. L. 105-244, §602(b)(1)(B), inserted “foreign language studies,” after “area studies,”.

Subsec. (d)(2)(G). Pub. L. 105-244, §602(b)(2), inserted “, such as a representative of a community college in the region served by the center” before the period.

1992—Pub. L. 102-325 amended section generally, substituting present provisions for provisions relating to grants for establishing and operating international business education centers in subsec. (a), costs to be covered by Federal funds in subsec. (b), scope of programs and activities in subsec. (c), center advisory council in subsec. (d), duration of grants and allotment of Federal and non-Federal shares in subsec. (e), and conditions for grants in subsec. (f).

#### EFFECTIVE DATE OF 1998 AMENDMENT

Amendment by Pub. L. 105-244 effective Oct. 1, 1998, except as otherwise provided in Pub. L. 105-244, see section 3 of Pub. L. 105-244, set out as a note under section 1001 of this title.

#### EFFECTIVE DATE OF 1992 AMENDMENT

Amendment by Pub. L. 102-325 effective Oct. 1, 1992, see section 2 of Pub. L. 102-325, set out as a note under section 1001 of this title.

### § 1130a. Education and training programs

#### (a) Program authorized

The Secretary shall make grants to, and enter into contracts with, institutions of higher education to pay the Federal share of the cost of programs designed to promote linkages between such institutions and the American business community engaged in international economic activity. Each program assisted under this section shall both enhance the international academic programs of institutions of higher education and provide appropriate services to the business community which will expand its capacity to engage in commerce abroad.

#### (b) Authorized activities

Eligible activities to be conducted by institutions of higher education pursuant to grants or contracts awarded under this section shall include—

(1) innovation and improvement in international education curricula to serve the needs of the business community, including development of new programs for nontraditional, mid-career, or part-time students;

(2) development of programs to inform the public of increasing international economic

interdependence and the role of American business within the international economic system;

(3) internationalization of curricula at the junior and community college level, and at undergraduate and graduate schools of business;

(4) development of area studies programs, and interdisciplinary international programs;

(5) establishment of export education programs through cooperative arrangements with regional and world trade centers and councils, and with bilateral and multilateral trade associations;

(6) research for and development of specialized teaching materials, including language materials, and facilities appropriate to business-oriented students;

(7) establishment of student and faculty fellowships and internships for training and education in international business activities;

(8) development of opportunities for junior business and other professional school faculty to acquire or strengthen international skills and perspectives;

(9) development of research programs on issues of common interest to institutions of higher education and private sector organizations and associations engaged in or promoting international economic activity;

(10) the establishment of internships overseas to enable foreign language students to develop their foreign language skills and knowledge of foreign cultures and societies;

(11) the establishment of linkages overseas with institutions of higher education and organizations that contribute to the educational objectives of this section; and

(12) summer institutes in international business, foreign area and other international studies designed to carry out the purposes of this section.

#### (c) Applications

No grant may be made and no contract may be entered into under this section unless an institution of higher education submits an application to the Secretary at such time and in such manner as the Secretary may reasonably require. Each such application shall be accompanied by a copy of the agreement entered into by the institution of higher education with a business enterprise, trade organization or association engaged in international economic activity, or a combination or consortium of such enterprises, organizations or associations, for the purpose of establishing, developing, improving or expanding activities eligible for assistance under subsection (b) of this section. Each such application shall contain assurances that the institution of higher education will use the assistance provided under this section to supplement and not to supplant activities conducted by institutions of higher education described in subsection (b) of this section. Each such application shall include an assurance that, where applicable, the activities funded by the grant will reflect diverse perspectives and a wide range of views on world regions and international affairs.

#### (d) Federal share

The Federal share under this part for each fiscal year shall not exceed 50 percent of the cost of such program.

(Pub. L. 89-329, title VI, §613, formerly §612, as added Pub. L. 96-374, title VI, §601(a), Oct. 3, 1980, 94 Stat. 1468; amended Pub. L. 99-498, title VI, §611, Oct. 17, 1986, 100 Stat. 1519; renumbered §613 and amended Pub. L. 100-418, title VI, §§6261(1), 6263, Aug. 23, 1988, 102 Stat. 1520, 1523; Pub. L. 102-325, title VI, §601, July 23, 1992, 106 Stat. 732; Pub. L. 110-315, title VI, §611(b), Aug. 14, 2008, 122 Stat. 3339.)

#### PRIOR PROVISIONS

A prior section 613 of Pub. L. 89-329 was renumbered section 614 and is classified to section 1130b of this title.

#### AMENDMENTS

2008—Subsec. (c). Pub. L. 110-315 inserted at end “Each such application shall include an assurance that, where applicable, the activities funded by the grant will reflect diverse perspectives and a wide range of views on world regions and international affairs.”

1992—Pub. L. 102-325 amended section generally, adding provisions relating to establishment of linkages overseas with institutions of higher education and organizations that contribute to educational objectives of this section and relating to summer institutes in international business, foreign area and other international studies designed to carry out purposes of this section.

1988—Subsecs. (a), (c), (d). Pub. L. 100-418 substituted “section” for “part” wherever appearing.

1986—Subsec. (b)(10). Pub. L. 99-498 added par. (10).

#### EFFECTIVE DATE OF 1992 AMENDMENT

Amendment by Pub. L. 102-325 effective Oct. 1, 1992, see section 2 of Pub. L. 102-325, set out as a note under section 1001 of this title.

### § 1130b. Authorization of appropriations

#### (a) Centers for international business education

There are authorized to be appropriated such sums as may be necessary for the fiscal year 2009 and such sums as may be necessary for each of the five succeeding fiscal years to carry out the provisions of section 1130-1 of this title.

#### (b) Education and training programs

There are authorized to be appropriated such sums as may be necessary for fiscal year 2009, and such sums as may be necessary for the five succeeding fiscal years, to carry out the provisions of section 1130a of this title.

(Pub. L. 89-329, title VI, §614, formerly §613, as added Pub. L. 96-374, title VI, §601(a), Oct. 3, 1980, 94 Stat. 1469; amended Pub. L. 99-498, title VI, §612, Oct. 17, 1986, 100 Stat. 1519; renumbered §614 and amended Pub. L. 100-418, title VI, §§6261(1), 6262, Aug. 23, 1988, 102 Stat. 1520, 1523; Pub. L. 101-600, §7, Nov. 16, 1990, 104 Stat. 3046; Pub. L. 102-325, title VI, §601, July 23, 1992, 106 Stat. 733; Pub. L. 105-244, title VI, §602(c), Oct. 7, 1998, 112 Stat. 1783; Pub. L. 110-315, title VI, §611(c), Aug. 14, 2008, 122 Stat. 3339.)

#### AMENDMENTS

2008—Subsec. (a). Pub. L. 110-315, §611(c)(1), substituted “such sums as may be necessary” for “\$11,000,000”, “2009” for “1999”, and “five” for “4”.

Subsec. (b). Pub. L. 110-315, §611(c)(2), substituted “such sums as may be necessary” for “\$7,000,000”, “2009” for “1999”, and “five” for “4”.

1998—Pub. L. 105-244 substituted “1999” for “1993” in subsecs. (a) and (b).

1992—Pub. L. 102-325 amended section generally. Prior to amendment, section read as follows:

“(a) There are authorized to be appropriated \$7,500,000 for the fiscal year 1988 and for each of the 4 succeeding fiscal years to carry out the provisions of section 1130-1 of this title.

“(b) There are authorized to be appropriated \$5,000,000 for fiscal year 1987, and such sums as may be necessary for the 4 succeeding fiscal years, to carry out the provisions of section 1130a of this title.”

1990—Subsec. (a). Pub. L. 101-600 substituted “\$7,500,000” for “\$5,000,000” and “4 succeeding” for “3 succeeding”.

1988—Pub. L. 100-418, §6262, amended section generally. Prior to amendment, section read as follows: “There are authorized to be appropriated to carry out this part \$5,000,000 for fiscal year 1987, and such sums as may be necessary for the 4 succeeding fiscal years.”

1986—Pub. L. 99-498 amended section generally. Prior to amendment, section read as follows: “There are authorized to be appropriated \$7,500,000 for fiscal year 1981 and for each of the succeeding fiscal years ending prior to October 1, 1985, to carry out the provisions of this part.”

#### EFFECTIVE DATE OF 1998 AMENDMENT

Amendment by Pub. L. 105-244 effective Oct. 1, 1998, except as otherwise provided in Pub. L. 105-244, see section 3 of Pub. L. 105-244, set out as a note under section 1001 of this title.

#### EFFECTIVE DATE OF 1992 AMENDMENT

Amendment by Pub. L. 102-325 effective Oct. 1, 1992, see section 2 of Pub. L. 102-325, set out as a note under section 1001 of this title.

### PART C—INSTITUTE FOR INTERNATIONAL PUBLIC POLICY

### § 1131. Minority foreign service professional development program

#### (a) Establishment

The Secretary is authorized to award a grant, on a competitive basis, to an eligible recipient to enable such recipient to establish an Institute for International Public Policy (hereafter in this part referred to as the “Institute”). The Institute shall conduct a program to enhance the international competitiveness of the United States by increasing the participation of under-represented populations in the international service, including private international voluntary organizations and the foreign service of the United States. Such program shall include a program for such students to study abroad in their junior year, fellowships for graduate study, internships, intensive academic programs such as summer institutes, or intensive language training.

#### (b) “Eligible recipient” defined

##### (1) In general

For the purpose of this part, the term “eligible recipient” means a consortium consisting of 1 or more of the following entities:

(A) An institution eligible for assistance under part B of subchapter III of this chapter.

(B) A tribally controlled college or university or Alaska Native or Native Hawaiian-serving institution eligible for assistance under part A or B of subchapter III, or an institution eligible for assistance under subchapter V.

(C) An institution of higher education that serves substantial numbers of under-represented minority students.

(D) An institution of higher education with programs in training foreign service professionals.

**(2) Host institution**

Each eligible recipient receiving a grant under this section shall designate an institution of higher education as the host institution for the Institute.

**(c) Application**

**(1) In general**

Each eligible recipient desiring a grant under this section shall submit an application at such time, in such manner, and accompanied by such information as the Secretary may reasonably require.

**(2) Content of application**

Each application submitted under paragraph (1) shall include a description of how the activities funded by the grant will reflect diverse perspectives and a wide range of views and generate debate on world regions and international affairs, where applicable.

**(d) Duration**

Grants made pursuant to this section shall be awarded for a period not to exceed 5 years.

**(e) Match required**

The eligible recipient of a grant under this section shall contribute to the conduct of the program supported by the grant an amount from non-Federal sources equal to at least one-half the amount of the grant, which contribution may be in cash or in kind.

(Pub. L. 89–329, title VI, § 621, as added Pub. L. 102–325, title VI, § 601, July 23, 1992, 106 Stat. 734; amended Pub. L. 105–244, title VI, § 603(a), Oct. 7, 1998, 112 Stat. 1783; Pub. L. 110–315, title VI, § 612, Aug. 14, 2008, 122 Stat. 3339.)

**PRIOR PROVISIONS**

A prior section 1131, Pub. L. 89–329, title VI, § 621, as added Pub. L. 96–374, title VI, § 601(a), Oct. 3, 1980, 94 Stat. 1469; amended Pub. L. 97–241, title III, § 303(b), Aug. 24, 1982, 96 Stat. 291; Pub. L. 99–498, title VI, § 613, Oct. 17, 1986, 100 Stat. 1519, related to advisory board on the conduct of programs under this subchapter, prior to repeal by Pub. L. 101–392, title VI, §§ 612, 702(a), Sept. 25, 1990, 104 Stat. 842, 843, effective July 1, 1991.

Another prior section 1131, Pub. L. 89–329, title VI, § 621, Nov. 8, 1965, 79 Stat. 1266, related to grants for operating faculty development program workshops and institutes, prior to the general revision of this subchapter by Pub. L. 96–374.

**AMENDMENTS**

2008—Subsec. (a). Pub. L. 110–315, § 612(1), substituted “The Institute shall conduct a program to enhance the international competitiveness of the United States by increasing the participation of underrepresented populations in the international service, including private international voluntary organizations and the foreign service of the United States.” for “The Institute shall conduct a program to significantly increase the numbers of African Americans and other underrepresented minorities in the international service, including private international voluntary organizations and the foreign service of the United States.”

Subsec. (b)(1)(B) to (D). Pub. L. 110–315, § 612(2), added subpars. (B) and (C), redesignated former subpar. (C) as (D), and struck out former subpar. (B) which read as follows: “An institution of higher education which

serves substantial numbers of African American or other underrepresented minority students.”

Subsec. (c). Pub. L. 110–315, § 612(3), designated existing provisions as par. (1), inserted heading, and added par. (2).

1998—Subsec. (e). Pub. L. 105–244 substituted “one-half” for “one-fourth”.

**EFFECTIVE DATE OF 1998 AMENDMENT**

Amendment by Pub. L. 105–244 effective Oct. 1, 1998, except as otherwise provided in Pub. L. 105–244, see section 3 of Pub. L. 105–244, set out as a note under section 1001 of this title.

**EFFECTIVE DATE**

Part effective Oct. 1, 1992, see section 2 of Pub. L. 102–325, set out as an Effective Date of 1992 Amendment note under section 1001 of this title.

**§ 1131–1. Institutional development**

**(a) In general**

The Institute shall award grants, from amounts available to the Institute for each fiscal year, to historically Black colleges and universities, Hispanic-serving institutions, tribally controlled colleges or universities, and minority institutions, to enable such colleges, universities, and institutions to strengthen international affairs, international business, and foreign language study programs, including the teaching of foreign languages, at such colleges, universities, and institutions, respectively, which may include collaboration with institutions of higher education that receive funding under this subchapter.

**(b) Application**

No grant may be made by the Institute unless an application is made by the college, university, or institution at such time, in such manner, and accompanied by such information as the Institute may require.

**(c) Definitions**

In this section—

(1) the term “Hispanic-serving institution” has the meaning given the term in section 1101a of this title; and

(2) the term “minority institution” has the meaning given the term in section 1067k of this title.

(Pub. L. 89–329, title VI, § 622, as added Pub. L. 105–244, title VI, § 603(b)(2), Oct. 7, 1998, 112 Stat. 1784; amended Pub. L. 110–315, title VI, § 613, Aug. 14, 2008, 122 Stat. 3340; Pub. L. 111–39, title VI, § 601(a)(2), July 1, 2009, 123 Stat. 1954.)

**PRIOR PROVISIONS**

A prior section 622 of Pub. L. 89–329 was renumbered section 623 and is classified to section 1131a of this title.

Another prior section 622 of Pub. L. 89–329, title VI, as added Pub. L. 96–374, title VI, § 601(a), Oct. 3, 1980, 94 Stat. 1470; amended Pub. L. 99–498, title VI, § 614, Oct. 17, 1986, 100 Stat. 1520, defined terms used in this subchapter and was classified to section 1132 of this title, prior to the general amendment of this subchapter by Pub. L. 102–325. For definitions, see section 1132 of this title.

Another prior section 622 of Pub. L. 89–329, title VI, Nov. 8, 1965, 79 Stat. 1266, related to stipends for persons attending faculty development program institutes and was classified to section 1132 of this title, prior to the general amendment of this subchapter by Pub. L. 96–374.

## AMENDMENTS

2009—Subsec. (a). Pub. L. 111-39 inserted period at end.

2008—Subsec. (a). Pub. L. 110-315, §613(1), substituted “tribally controlled colleges or universities” for “Tribally Controlled Colleges or Universities” and “international affairs, international business, and foreign language study programs, including the teaching of foreign languages, at such colleges, universities, and institutions, respectively, which may include collaboration with institutions of higher education that receive funding under this subchapter” for “international affairs programs.”

Subsec. (c)(1) to (4). Pub. L. 110-315, §613(2), redesignated pars. (2) and (4) as (1) and (2), respectively, and struck out former pars. (1) and (3), which defined “historically Black college and university” and “Tribally Controlled College or University”, respectively.

## EFFECTIVE DATE OF 2009 AMENDMENT

Amendment by Pub. L. 111-39 effective as if enacted on the date of enactment of Pub. L. 110-315 (Aug. 14, 2008), see section 3 of Pub. L. 111-39, set out as a note under section 1001 of this title.

## EFFECTIVE DATE

Section effective Oct. 1, 1998, except as otherwise provided in Pub. L. 105-244, see section 3 of Pub. L. 105-244, set out as an Effective Date of 1998 Amendment note under section 1001 of this title.

**§ 1131a. Study abroad program****(a) Program authority**

The Institute shall conduct, by grant or contract, a junior year abroad program. The junior year abroad program shall be open to eligible students at institutions of higher education, including historically Black colleges and universities, tribally controlled colleges or universities, Alaska Native-serving, Native Hawaiian-serving, and Hispanic-serving institutions, and other institutions of higher education with significant minority student populations. Eligible student expenses shall be shared by the Institute and the institution at which the student is in attendance. Each student may spend not more than 9 months abroad in a program of academic study, as well as social, familial and political interactions designed to foster an understanding of and familiarity with the language, culture, economics and governance of the host country.

**(b) “Eligible student” defined**

For the purpose of this section, the term “eligible student” means a student that is—

(1) enrolled full-time in a baccalaureate degree program at an institution of higher education; and

(2) entering the third year of study, or completing the third year of study in the case of a summer abroad program, at an institution of higher education which nominates such student for participation in the study abroad program.

**(c) Special rule**

An institution of higher education desiring to send a student on the study abroad program shall enter into a Memorandum of Understanding with the Institute under which such institution of higher education agrees to—

(1) provide the requisite academic preparation for students participating in the study abroad or internship programs;

(2) pay one-third the cost of each student it nominates for participation in the study abroad program; and

(3) meet such other requirements as the Secretary may from time to time, by regulation, reasonably require.

(Pub. L. 89-329, title VI, §623, formerly §622, as added Pub. L. 102-325, title VI, §601, July 23, 1992, 106 Stat. 734; renumbered §623 and amended Pub. L. 105-244, title VI, §603(b)(1), (c), Oct. 7, 1998, 112 Stat. 1783, 1784; Pub. L. 110-315, title VI, §614, Aug. 14, 2008, 122 Stat. 3340.)

## PRIOR PROVISIONS

A prior section 623 of Pub. L. 89-329 was renumbered section 624 and is classified to section 1131b of this title.

## AMENDMENTS

2008—Subsec. (a). Pub. L. 110-315 struck out “as defined in section 1061 of this title” after “Black colleges and universities” and substituted “tribally controlled colleges or universities, Alaska Native-serving, Native Hawaiian-serving, and Hispanic-serving institutions” for “tribally controlled Indian community colleges as defined in the Tribally Controlled Community College Assistance Act of 1978”.

1998—Pub. L. 105-244, §603(c)(1), substituted “Study” for “Junior year” in section catchline.

Subsec. (b)(2). Pub. L. 105-244, §603(c)(2), inserted “, or completing the third year of study in the case of a summer abroad program,” after “year of study” and substituted “study abroad” for “junior year abroad”.

Subsec. (c). Pub. L. 105-244, §603(c)(3)(A), substituted “study abroad” for “junior year abroad” in introductory provisions.

Subsec. (c)(1). Pub. L. 105-244, §603(c)(3)(B), substituted “study abroad” for “junior year abroad”.

Subsec. (c)(2). Pub. L. 105-244, §603(c)(3)(C), substituted “one-third” for “one-half” and “study abroad” for “junior year abroad”.

## EFFECTIVE DATE OF 1998 AMENDMENT

Amendment by Pub. L. 105-244 effective Oct. 1, 1998, except as otherwise provided in Pub. L. 105-244, see section 3 of Pub. L. 105-244, set out as a note under section 1001 of this title.

**§ 1131b. Advanced degree in international relations**

The Institute shall provide, in cooperation with the other members participating in the eligible recipient consortium, a program of study leading to an advanced degree in international relations, international affairs, international economics, or other academic areas related to the Institute fellow’s career objectives. The advanced degree study program shall be designed by the consortia, consistent with the fellow’s career objectives, and shall be reviewed and approved by the Secretary. The Institute may grant fellowships in an amount not to exceed the level of support comparable to that provided by the National Science Foundation graduate fellowships, except such amount shall be adjusted as necessary so as not to exceed the fellow’s demonstrated level of need according to measurement of need approved by the Secretary. A fellowship recipient shall agree to undertake full-time study and to enter the international service (including work with private international voluntary organizations) or foreign service of the United States.



(Pub. L. 89-329, title VI, § 624, formerly § 623, as added Pub. L. 102-325, title VI, § 601, July 23, 1992, 106 Stat. 735; renumbered § 624, Pub. L. 105-244, title VI, § 603(b)(1), Oct. 7, 1998, 112 Stat. 1783; amended Pub. L. 110-315, title VI, § 615, Aug. 14, 2008, 122 Stat. 3341.)

#### PRIOR PROVISIONS

A prior section 624 of Pub. L. 89-329 was renumbered section 625 and is classified to section 1131c of this title.

#### AMENDMENTS

2008—Pub. L. 110-315, in section catchline, substituted “Advanced” for “Masters” and, in text, substituted “an advanced degree in international relations, international affairs, international economics, or other academic areas related to the Institute fellow’s career objectives” for “a masters degree in international relations” and “The advanced degree study program shall be designed by the consortia, consistent with the fellow’s career objectives, and” for “The masters degree program designed by the consortia”.

### § 1131c. Internships

#### (a) In general

The Institute shall enter into agreements with historically Black colleges and universities, tribally controlled colleges or universities, Alaska Native-serving, Native Hawaiian-serving, and Hispanic-serving institutions, other institutions of higher education with significant numbers of minority students, and institutions of higher education with programs in training foreign service professionals, to provide academic year internships during the junior and senior year and summer internships following the sophomore and junior academic years, by work placements with international, voluntary or government organizations or agencies, including the Agency for International Development, the Department of State,<sup>1</sup> the International Monetary Fund, the National Security Council, the Organization of American States, the Export-Import Bank, the Overseas Private Investment Corporation, the Department of State,<sup>1</sup> Office of the United States Trade Representative, the World Bank, and the United Nations.

#### (b) Postbaccalaureate internships

The Institute shall enter into agreements with institutions of higher education described in the first sentence of subsection (a) of this section to conduct internships for students who have completed study for a baccalaureate degree. The internship program authorized by this subsection shall—

- (1) assist the students to prepare for a master’s degree program;
- (2) be carried out with the assistance of the Woodrow Wilson International Center for Scholars; and
- (3) contain work experience for the students designed to contribute to the students’ preparation for a master’s degree program.

#### (c) Interagency Committee on Minority Careers in International Affairs

##### (1) Establishment

There is established in the executive branch of the Federal Government an Interagency

Committee on Minority Careers in International Affairs composed of not less than 7 members, including—

(A) the Under Secretary for Farm and Foreign Agricultural Services of the Department of Agriculture, or the Under Secretary’s designee;

(B) the Assistant Secretary and Director General, of the United States and Foreign Commercial Service of the Department of Commerce, or the Assistant Secretary and Director General’s designee;

(C) the Under Secretary of Defense for Personnel and Readiness of the Department of Defense, or the Under Secretary’s designee;

(D) the Assistant Secretary for Postsecondary Education in the Department of Education, or the Assistant Secretary’s designee;

(E) the Director General of the Foreign Service of the Department of State, or the Director General’s designee; and

(F) the General Counsel of the Agency for International Development, or the General Counsel’s designee.

#### (2) Functions

The Interagency Committee established by this section shall—

(A) on an annual basis inform the Secretary and the Institute regarding ways to advise students participating in the internship program assisted under this section with respect to goals for careers in international affairs;

(B) locate for students potential internship opportunities in the Federal Government related to international affairs; and

(C) promote policies in each department and agency participating in the Committee that are designed to carry out the objectives of this part.

(Pub. L. 89-329, title VI, § 625, formerly § 624, as added Pub. L. 102-325, title VI, § 601, July 23, 1992, 106 Stat. 735; renumbered § 625, and amended Pub. L. 105-244, title VI, § 603(b)(1), (d), Oct. 7, 1998, 112 Stat. 1783, 1784; Pub. L. 105-277, div. G, subdiv. A, title XIII, § 1335(j), Oct. 21, 1998, 112 Stat. 2681-788; Pub. L. 110-315, title VI, § 616, Aug. 14, 2008, 122 Stat. 3341.)

#### PRIOR PROVISIONS

A prior section 625 of Pub. L. 89-329 was renumbered section 626 and is classified to section 1131d of this title.

#### AMENDMENTS

2008—Subsec. (a). Pub. L. 110-315, § 616(1), struck out “as defined in section 1061 of this title” after “Black colleges and universities” and substituted “tribally controlled colleges or universities, Alaska Native-serving, Native Hawaiian-serving, and Hispanic-serving institutions” for “tribally controlled Indian community colleges as defined in the Tribally Controlled Community College Assistance Act of 1978”, “international,” for “an international”, and “the Department of State” for “the United States Information Agency” after “Development,”.

Subsec. (b)(2) to (4). Pub. L. 110-315, § 616(2), inserted “and” after semicolon at end of par. (2), substituted a period for “; and” at end of par. (3), and struck out par. (4) which read as follows: “be assisted by the Interagency Committee on Minority Careers in Inter-

<sup>1</sup> So in original. “Department of State” appears twice.

national Affairs established under subsection (c) of this section.”

Subsec. (c)(1)(E) to (G). Pub. L. 110-315, §616(3), inserted “and” after semicolon at end of subpar. (E), substituted a period for “; and” at end of subpar. (F), and struck out subpar. (G) which read as follows: “the Associate Director for Educational and Cultural Affairs of the United States Information Agency, or the Associate Director’s designee.”

1998—Pub. L. 105-244, §603(d), designated existing provisions as subsec. (a), inserted heading, and added subsecs. (b) and (c).

Subsec. (a). Pub. L. 105-277, which directed the amendment of “section 624 of Pub. L. 89-329 (20 U.S.C. 1131c)” by striking “the United States Information Agency,” after “Agency for International Development,” could not be executed because of the intervening amendment by Pub. L. 105-244 which renumbered section 624 of Pub. L. 89-329 as section 625.

#### EFFECTIVE DATE OF 1998 AMENDMENTS

Amendment by Pub. L. 105-277 effective Oct. 1, 1999, see section 1301 of Pub. L. 105-277, set out as an Effective Date note under section 6531 of Title 22.

Amendment by Pub. L. 105-244 effective Oct. 1, 1998, except as otherwise provided in Pub. L. 105-244, see section 3 of Pub. L. 105-244, set out as a note under section 1001 of this title.

### § 1131c-1. Financial assistance

#### (a) Authority

The Institute may provide financial assistance, in the form of summer stipends described in subsection (b) and Ralph Bunche scholarship assistance described in subsection (c), to low-income students to facilitate the participation of the students in the Institute’s programs under this part.

#### (b) Summer stipends

##### (1) Requirements

A student receiving a summer stipend under this section shall use such stipend to defray the student’s cost of participation in a summer institute program funded under this part, including the costs of travel, living, and educational expenses necessary for the student’s participation in such program.

##### (2) Amount

A summer stipend awarded to a student under this section shall not exceed \$3,000 per summer.

#### (c) Ralph Bunche scholarship

##### (1) Requirements

A student receiving a Ralph Bunche scholarship under this section—

(A) shall be a full-time student at an institution of higher education who is accepted into a program funded under this part; and

(B) shall use such scholarship to pay costs related to the cost of attendance, as defined in section 10871 of this title, at the institution of higher education in which the student is enrolled.

##### (2) Amount and duration

A Ralph Bunche scholarship awarded to a student under this section shall not exceed \$5,000 per academic year.

(Pub. L. 89-329, title VI, §626, as added Pub. L. 110-315, title VI, §617(2), Aug. 14, 2008, 122 Stat. 3341.)

#### PRIOR PROVISIONS

A prior section 626 of Pub. L. 89-329 was renumbered section 627, and is classified to section 1131d of this title.

Another prior section 626 of Pub. L. 89-329 was renumbered section 628, and is classified to section 1131e of this title.

#### § 1131d. Report

The Institute shall prepare a report once every two years on the activities of the Institute and shall submit such report to the Secretary of Education and the Secretary of State.

(Pub. L. 89-329, title VI, §627, formerly §625, as added Pub. L. 102-325, title VI, §601, July 23, 1992, 106 Stat. 735; renumbered §626, Pub. L. 105-244, title VI, §603(b)(1), Oct. 7, 1998, 112 Stat. 1783; renumbered §627 and amended Pub. L. 110-315, title VI, §§617(1), 618, Aug. 14, 2008, 122 Stat. 3341, 3342.)

#### PRIOR PROVISIONS

A prior section 627 of Pub. L. 89-329 was renumbered section 628, and is classified to section 1131e of this title.

Another prior section 627 of Pub. L. 89-329 was renumbered section 629, and is classified to section 1131f of this title.

#### AMENDMENTS

2008—Pub. L. 110-315, §618, substituted “prepare a report once every two years” for “annually prepare a report”.

#### § 1131e. Gifts and donations

The Institute is authorized to receive money and other property donated, bequeathed, or devised to the Institute with or without a condition of restriction, for the purpose of providing financial support for the fellowships or underwriting the cost of the Junior Year Abroad Program. All funds or property given, devised, or bequeathed shall be retained in a separate account, and an accounting of those funds and property shall be included in the report described in section 1131d of this title.

(Pub. L. 89-329, title VI, §628, formerly §626, as added Pub. L. 102-325, title VI, §601, July 23, 1992, 106 Stat. 736; renumbered §627, and amended Pub. L. 105-244, title VI, §603(b)(1), (f), Oct. 7, 1998, 112 Stat. 1783, 1785; renumbered §628 and amended Pub. L. 110-315, title VI, §§617(1), 619, Aug. 14, 2008, 122 Stat. 3341, 3342.)

#### PRIOR PROVISIONS

A prior section 628 of Pub. L. 89-329 was renumbered section 629, and is classified to section 1131f of this title.

#### AMENDMENTS

2008—Pub. L. 110-315, §619, substituted “report described in section 1131d” for “annual report described in section 1131d”.

1998—Pub. L. 105-244, §603(f), made technical amendment to reference in original act which appears in text as reference to section 1131d of this title.

#### EFFECTIVE DATE OF 1998 AMENDMENT

Amendment by Pub. L. 105-244 effective Oct. 1, 1998, except as otherwise provided in Pub. L. 105-244, see section 3 of Pub. L. 105-244, set out as a note under section 1001 of this title.

**§ 1131f. Authorization of appropriations**

There is authorized to be appropriated such sums as may be necessary for fiscal year 2009 and such sums as may be necessary for each of the five succeeding fiscal years to carry out this part.

(Pub. L. 89-329, title VI, § 629, formerly § 627, as added Pub. L. 102-325, title VI, § 601, July 23, 1992, 106 Stat. 736; renumbered § 628, and amended Pub. L. 105-244, title VI, § 603(b)(1), (g), Oct. 7, 1998, 112 Stat. 1783, 1786; renumbered § 629 and amended Pub. L. 110-315, title VI, §§ 617(1), 620, Aug. 14, 2008, 122 Stat. 3341, 3342.)

**AMENDMENTS**

2008—Pub. L. 110-315, § 620, substituted “such sums as may be necessary” for “\$10,000,000”, “2009” for “1999”, and “five succeeding” for “4 succeeding”.

1998—Pub. L. 105-244, § 603(g), substituted “1999” for “1993”.

**EFFECTIVE DATE OF 1998 AMENDMENT**

Amendment by Pub. L. 105-244 effective Oct. 1, 1998, except as otherwise provided in Pub. L. 105-244, see section 3 of Pub. L. 105-244, set out as a note under section 1001 of this title.

**PART D—GENERAL PROVISIONS****§ 1132. Definitions****(a) Definitions**

As used in this subchapter—

(1) the term “area studies” means a program of comprehensive study of the aspects of a society or societies, including study of its history, culture, economy, politics, international relations and languages;

(2) the term “comprehensive foreign language and area or international studies center” means an administrative unit of a university that contributes significantly to the national interest in advanced research and scholarship, employs a critical mass of scholars in diverse disciplines related to a geographic concentration, offers intensive language training in languages of its area specialization, maintains important library collections related to the area, and makes training available in language and area studies to a graduate, postgraduate, and undergraduate clientele; and<sup>1</sup>

(3) the term “educational programs abroad” means programs of study, internships, or service learning outside the United States which are part of a foreign language or other international curriculum at the undergraduate or graduate education levels;

(4) the term “export education” means educating, teaching and training to provide general knowledge and specific skills pertinent to the selling of goods and services to other countries, including knowledge of market conditions, financial arrangements, laws and procedures;

(5) the term “historically Black college and university” has the meaning given the term “part B institution” in section 1061 of this title;

(6) the term “institution of higher education” means, in addition to institutions

which meet the definition of section 1001 of this title, institutions which meet the requirements of section 1001 of this title except that (1) they are not located in the United States, and (2) they apply for assistance under this subchapter in consortia with institutions which meet the definition of section 1001 of this title;

(7) the term “international business” means profit-oriented business relationships conducted across national boundaries and includes activities such as the buying and selling of goods, investments in industries, the licensing of processes, patents and trademarks, and the supply of services;

(8) the term “internationalization of curricula” means the incorporation of international or comparative perspectives in existing courses of study or the addition of new components to the curricula to provide an international context for American business education;

(9) the term “tribally controlled college or university” has the meaning given the term in section 1801 of title 25; and

(10) the term “undergraduate foreign language and area or international studies center” means an administrative unit of an institution of higher education, including but not limited to 4-year colleges, that contributes significantly to the national interest through the education and training of students who matriculate into advanced language and area studies programs, professional school programs, or incorporates substantial international and foreign language content into baccalaureate degree programs, engages in research, curriculum development and community outreach activities designed to broaden international and foreign language knowledge, employs faculty with strong language, area, and international studies credentials, maintains library holdings, including basic reference works, journals, and works in translation, and makes training available predominantly to undergraduate students.

**(b) Special conditions**

All references to individuals or organizations, unless the context otherwise requires, mean individuals who are citizens or permanent residents of the United States or organizations which are organized or incorporated in the United States.

(Pub. L. 89-329, title VI, § 631, as added Pub. L. 102-325, title VI, § 601, July 23, 1992, 106 Stat. 736; amended Pub. L. 105-244, title I, § 102(b)(8), title VI, § 604(a), Oct. 7, 1998, 112 Stat. 1622, 1786; Pub. L. 110-315, title VI, § 621, Aug. 14, 2008, 122 Stat. 3342; Pub. L. 111-39, title VI, § 601(b), July 1, 2009, 123 Stat. 1954.)

**PRIOR PROVISIONS**

A prior section 1132, Pub. L. 89-329, title VI, § 622, as added Pub. L. 96-374, title VI, § 601(a), Oct. 3, 1980, 94 Stat. 1470; amended Pub. L. 99-498, title VI, § 614, Oct. 17, 1986, 100 Stat. 1520, defined terms used in this subchapter, prior to the general revision of this subchapter by Pub. L. 102-325.

Another prior section 1132, Pub. L. 89-329, title VI, § 622, Nov. 8, 1965, 79 Stat. 1266, related to stipends for persons attending faculty development program insti-

<sup>1</sup> So in original. The word “and” probably should not appear.

tutes, prior to the general revision of this subchapter by Pub. L. 96-374.

#### AMENDMENTS

2009—Subsec. (a). Pub. L. 111-39 made technical correction to directory language of Pub. L. 110-315, §621. See 2008 Amendment notes below.

2008—Subsec. (a)(2). Pub. L. 110-315, §621(2), (3), as amended by Pub. L. 111-39, redesignated par. (5) as (2) and substituted “comprehensive foreign language and area or international studies center” for “comprehensive language and area center”. Former par. (2) redesignated (7).

Subsec. (a)(3). Pub. L. 110-315, §621(2), (4), as amended by Pub. L. 111-39, redesignated par. (9) as (3) and substituted semicolon for period at end. Former par. (3) redesignated (4).

Subsec. (a)(4). Pub. L. 110-315, §621(2), as amended by Pub. L. 111-39, redesignated par. (3) as (4). Former par. (4) redesignated (8).

Subsec. (a)(5). Pub. L. 110-315, §621(5), as amended by Pub. L. 111-39, added par. (5).

Pub. L. 110-315, §621(2), as amended by Pub. L. 111-39, redesignated par. (5) as (2).

Subsec. (a)(6). Pub. L. 110-315, §621(2), (6), as amended by Pub. L. 111-39, redesignated par. (8) as (6) and struck out “and” after semicolon. Former par. (6) redesignated (10).

Subsec. (a)(7). Pub. L. 110-315, §621(1), (2), as amended by Pub. L. 111-39, redesignated par. (2) as (7) and struck out former par. (7) which read as follows: “the term ‘critical languages’ means each of the languages contained in the list of critical languages designated by the Secretary pursuant to section 212(d) of the Education for Economic Security Act (50 Fed. Reg. 149, 31413), except that, in the implementation of this definition, the Secretary may set priorities according to the purposes of this subchapter;”.

Subsec. (a)(8). Pub. L. 110-315, §621(2), as amended by Pub. L. 111-39, redesignated par. (4) as (8). Former par. (8) redesignated (6).

Subsec. (a)(9). Pub. L. 110-315, §621(7), as amended by Pub. L. 111-39, added par. (9).

Pub. L. 110-315, §621(2), as amended by Pub. L. 111-39, redesignated par. (9) as (3).

Subsec. (a)(10). Pub. L. 110-315, §621(2), (8), as amended by Pub. L. 111-39, redesignated par. (6) as (10) and substituted “undergraduate foreign language and area or international studies center” for “undergraduate language and area center” and a period for the semicolon at end.

1998—Subsec. (a)(8). Pub. L. 105-244, §102(b)(8), substituted “section 1001” for “section 1141(a)” in two places and “of section 1001” for “of 1141(a)”.

Subsec. (a)(9). Pub. L. 105-244, §604(a), added par. (9).

#### EFFECTIVE DATE OF 2009 AMENDMENT

Amendment by Pub. L. 111-39 effective as if enacted on the date of enactment of Pub. L. 110-315 (Aug. 14, 2008), see section 3 of Pub. L. 111-39, set out as a note under section 1001 of this title.

#### EFFECTIVE DATE OF 1998 AMENDMENT

Amendment by Pub. L. 105-244 effective Oct. 1, 1998, except as otherwise provided in Pub. L. 105-244, see section 3 of Pub. L. 105-244, set out as a note under section 1001 of this title.

#### EFFECTIVE DATE

Part effective Oct. 1, 1992, see section 2 of Pub. L. 102-325, set out as an Effective Date of 1992 Amendment note under section 1001 of this title.

### § 1132-1. Special rule

The Secretary may waive or reduce the non-Federal share required under this subchapter for institutions that—

- (1) are eligible to receive assistance under part A or B of subchapter III or under subchapter V; and

- (2) have submitted a grant application under this section that demonstrates a need for a waiver or reduction, as determined by the Secretary.

(Pub. L. 89-329, title VI, §632, as added Pub. L. 110-315, title VI, §622, Aug. 14, 2008, 122 Stat. 3343.)

#### PRIOR PROVISIONS

A prior section 1132-1, Pub. L. 89-329, title VI, §632, as added Pub. L. 102-325, title VI, §601, July 23, 1992, 106 Stat. 737, related to preservation of pre-1992 programs, prior to repeal by Pub. L. 105-244, §3, title VI, §604(b), Oct. 7, 1998, 112 Stat. 1585, 1786, effective Oct. 1, 1998.

### § 1132-2. Rule of construction

Nothing in this subchapter shall be construed to authorize the Secretary to mandate, direct, or control an institution of higher education’s specific instructional content, curriculum, or program of instruction.

(Pub. L. 89-329, title VI, §633, as added Pub. L. 110-315, title VI, §622, Aug. 14, 2008, 122 Stat. 3343.)

### § 1132-3. Assessment

The Secretary is authorized to assess and ensure compliance with all the conditions and terms of grants provided under this subchapter.

(Pub. L. 89-329, title VI, §634, as added Pub. L. 110-315, title VI, §622, Aug. 14, 2008, 122 Stat. 3343.)

### § 1132-4. Evaluation, outreach, and information

The Secretary may use not more than one percent of the funds made available under this subchapter to carry out program evaluation, national outreach, and information dissemination activities relating to the programs authorized under this subchapter.

(Pub. L. 89-329, title VI, §635, as added Pub. L. 110-315, title VI, §622, Aug. 14, 2008, 122 Stat. 3343.)

### § 1132-5. Report

The Secretary shall, in consultation and collaboration with the Secretary of State, the Secretary of Defense, and the heads of other relevant Federal agencies, submit a report once every two years that identifies areas of national need in foreign language, area, and international studies as such studies relate to government, education, business, and nonprofit needs, and a plan to address those needs. The report shall be provided to the authorizing committees and made available to the public.

(Pub. L. 89-329, title VI, §636, as added Pub. L. 110-315, title VI, §622, Aug. 14, 2008, 122 Stat. 3343.)

### § 1132-6. Science and technology advanced foreign language education grant program

#### (a) Purpose

It is the purpose of this section to support programs in institutions of higher education that—

- (1) encourage students to develop—
  - (A) an understanding of science and technology; and

(B) foreign language proficiency;

(2) foster future international scientific collaboration;

(3) provide for professional development opportunities for elementary school and secondary school teachers of critical foreign languages to increase the number of highly qualified teachers in critical foreign languages; and

(4) increase the number of United States students who achieve the highest level of proficiency in foreign languages critical to the security and competitiveness of the Nation.

**(b) Development**

The Secretary shall develop a program for the awarding of grants to institutions of higher education that develop innovative programs for the teaching of foreign languages, which may include the preparation of teachers to teach foreign languages.

**(c) Regulations and requirements**

The Secretary shall promulgate regulations for the awarding of grants under subsection (b). Such regulations may require institutions of higher education to use grant funds for, among other things—

(1) the development of an on-campus cultural awareness program by which students attend classes taught in a foreign language and study the science and technology developments and practices in a non-English speaking country;

(2) immersion programs where students take science or technology related course work in a non-English speaking country;

(3) other programs, such as summer workshops, that emphasize the intense study of a foreign language and science technology;

(4) if applicable, recruiting highly qualified teachers in critical foreign languages, and providing professional development activities for such teachers at the elementary school and secondary school levels; and

(5) providing innovative opportunities for students that will allow for critical language learning, such as immersion environments, intensive study opportunities, internships, and distance learning.

**(d) Grant distribution**

In distributing grants to institutions of higher education under this section, the Secretary shall give priority to—

(1) institutions that have programs focusing on curricula that combine the study of foreign languages and the study of science and technology and produce graduates who have both skills; and

(2) institutions teaching critical foreign languages.

**(e) Report on best practices**

Not later than one year after August 14, 2008, the Secretary shall—

(1) conduct a study to identify the best practices to strengthen the role of institutions of higher education that receive funding under subchapter III or subchapter V in increasing the critical foreign language education efforts in the United States; and

(2) submit a report on the results of such study to the authorizing committees.

**(f) Appropriations authorized**

There are authorized to be appropriated to carry out this section, such sums as may be necessary for fiscal year 2009 and for each subsequent fiscal year.

(Pub. L. 89-329, title VI, §637, as added Pub. L. 110-315, title VI, §622, Aug. 14, 2008, 122 Stat. 3343.)

**§ 1132-7. Reporting by institutions**

**(a) Applicability**

The data requirement in subsection (b) shall apply to an institution of higher education that receives funds for a center or program under this subchapter if—

(1) the amount of the contribution (including cash and the fair market value of any property) received from any foreign government or from a foreign private sector corporation or foundation during any fiscal year exceeds \$250,000 in the aggregate; and

(2) the aggregate contribution, or a significant part of the aggregate contribution, is to be used by a center or program receiving funds under this subchapter.

**(b) Data required**

The Secretary shall require an institution of higher education referred to in subsection (a) to report information listed in subsection (a) to the Secretary consistent with the requirements of section 1011f of this title.

(Pub. L. 89-329, title VI, §638, as added Pub. L. 110-315, title VI, §622, Aug. 14, 2008, 122 Stat. 3345.)

**SUBCHAPTER VII—GRADUATE AND POST-SECONDARY IMPROVEMENT PROGRAMS**

**CODIFICATION**

Title VII of the Higher Education Act of 1965, comprising this subchapter, was originally enacted by Pub. L. 89-329, title VII, Nov. 8, 1965, 79 Stat. 1266; amended Pub. L. 92-318, June 23, 1972, 86 Stat. 235; Pub. L. 94-482, Oct. 12, 1976, 90 Stat. 2081; Pub. L. 95-43, June 15, 1977, 91 Stat. 213; Pub. L. 96-49, Aug. 13, 1979, 93 Stat. 351; Pub. L. 96-374, Oct. 3, 1980, 94 Stat. 1367; Pub. L. 99-498, Oct. 17, 1986, 100 Stat. 1268; Pub. L. 100-50, June 3, 1987, 101 Stat. 335; Pub. L. 100-203, Dec. 22, 1987, 101 Stat. 1330; Pub. L. 100-369, July 18, 1988, 102 Stat. 835; Pub. L. 102-325, July 23, 1992, 106 Stat. 448; Pub. L. 103-208, Dec. 20, 1993, 107 Stat. 2457; Pub. L. 103-382, Oct. 20, 1994, 108 Stat. 3518; Pub. L. 104-208, Sept. 30, 1996, 110 Stat. 3009. Title VII is shown herein, however, as having been added by Pub. L. 105-244, title VII, §701, Oct. 7, 1998, 112 Stat. 1786, without reference to those intervening amendments because of the extensive revision of title VII by Pub. L. 105-244.

**PRIOR PROVISIONS**

A prior section 1132a, Pub. L. 89-329, title VII, §701, as added Pub. L. 99-498, title VII, §701, Oct. 17, 1986, 100 Stat. 1520; amended Pub. L. 100-50, §19(1), June 3, 1987, 101 Stat. 360; Pub. L. 102-325, title VII, §701, July 23, 1992, 106 Stat. 737, authorized programs of assistance for construction, reconstruction, and renovation of academic facilities, prior to the general amendment of this subchapter by Pub. L. 105-244.

Another prior section 1132a, Pub. L. 89-329, title VII, §701, as added Pub. L. 96-374, title VII, §701, Oct. 3, 1980, 94 Stat. 1472, related to purpose of programs of financial assistance to institutions of higher education and to higher education building agencies, prior to the general amendment of this subchapter by Pub. L. 99-498.